

IN THE SUPREME COURT OF THE STATE OF NEVADA

BANK OF AMERICA, N.A.,
SUCCESSOR BY MERGER TO BAC
HOME LOANS SERVICING, LP, fka
COUNTRYWIDE HOME LOANS,
LP, a national association

CASE NO. 70501

Electronically Filed
Oct 08 2018 10:52 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

Appellant,

vs.

SFR INVESTMENTS POOL 1, LLC,

Respondent.

APPEAL

From the Eighth Judicial District Court, Department XXI, Clark County
The Honorable Valarie Adair, District Judge
District Court Case No. A-13-684501-C

**MOTION FOR LEAVE TO FILE BRIEF OF AMICUS CURIAE TRP
FUND IV, LLC, IN SUPPORT OF RESPONDENT SFR INVESTMENTS
POOL 1, LLC'S PETITION FOR REHEARING**

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Pursuant to the Nevada Rules of Appellate Procedure 29(c), *Amicus curiae*, TRP FUND IV, LLC (“TRP”), hereby requests leave of this honorable Court to file a Brief and Appendix in support of Respondent, SFR Investments Pool I, LLC.

A review of this matter strongly persuades TRP that an amicus brief would benefit this court. Like respondent SFR, TRP also purchased many properties at HOA non-judicial foreclosure sales. Nearly all of the properties are the subject of litigation in Nevada. Some are currently on appeal before this Court. In at least one case (Nevada Supreme Court Case No. 73669), Bank of America maintains that an attempted tender discharged the superpriority portion of the HOA’s lien, even though the attempted tender was never recorded. In such case, the property was sold to an innocent third party that had no knowledge of the lender’s tender or the Association’s rejection thereof.

TRP Fund IV, LLC submits this proposed brief to address the same or very similar issues presented in the petition for rehearing by SFR as a decision by this Court will have a significant impact on TRP.

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Because this Court's decision will have a significant impact on the interests of TRP, *Amicus Curiae* respectfully request this Court allow the filing of the attached brief.

DATED this 8th day of October, 2018.

/s/ John Henry Wright
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