

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

BANK OF AMERICA, N.A.,
SUCCESSOR BY MERGER TO BAC
HOME LOANS SERVICING, LP FKA
COUNTRYWIDE HOME LOANS
SERVICING, LP, a National
Association.

Appellant,

vs.

SFR INVESTMENTS POOL 1, LLC, a
Nevada Limited Liability Company,

Respondent.

Case No. 70501

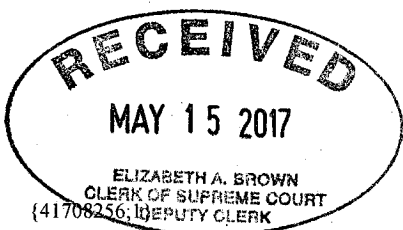
FILED

MAY 16 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

RESPONSE TO SHOW-CAUSE ORDER

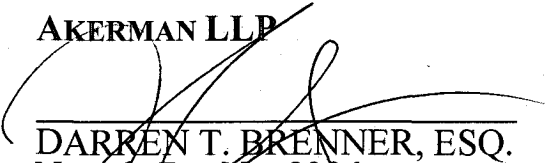
Appellant Bank of America, N.A. (**Bank of America**) hereby responds to the Court's Order To Show Cause (**the Order**) dated November 1, 2016. In the Order, this Court directed Bank of America to show cause as to why the appeal should not be dismissed for lack of jurisdiction. Specifically, the Order stated that Bank of America's motion for reconsideration "has not been formally resolved by a written, file-stamped order." In response to the Court's Order, Bank of America states that the District Court has issued an Order Denying Bank Of America's Motion For Reconsideration And Certifying The Judgment As Final Pursuant To NRCP 54(B). A copy of that order (issued on February 7, 2017), is attached hereto as **Exhibit A**.



In the order, the District Court orders that Bank of America's motion for reconsideration is denied and certifies its June 20, 2016 order as final pursuant to NRCP 54(b). This order resolves this Court's jurisdictional concerns expressed in the Order to Show Cause.

Dated this, the 10th day of May, 2017.

~~AKERMAN LLP~~


DARREN T. BRENNER, ESQ.

Nevada Bar No. 8386

THERA A. COOPER, ESQ.

Nevada Bar No. 13468

1160 Town Center Drive, Suite 330
Las Vegas, Nevada 89144

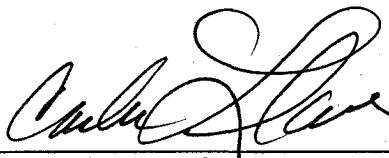
Attorneys for Bank of America, N.A.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of Akerman LLP, and that on the 10th day of May, 2017, I caused to be served a true and correct copy of the foregoing **RESPONSE TO SHOW-CAUSE ORDER**, in the following manner:

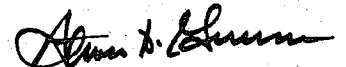
(UNITED STATES MAIL) By depositing a copy of the above-referenced document for mailing in the United States Mail, first-class postage prepaid, at Las Vegas, Nevada, to the parties listed below at their last-known mailing addresses, on the date above written as follows:

Jacqueline A. Gilbert, Esq.
Howard C. Kim, Esq.
Zachary Clinton, Esq.
KIM GILBERT EBRON
7625 Dean Martin Drive, Suite 110
Las Vegas, Nevada 89138
Attorneys for SFR Investments Pool 1, LLC



An employee of AKERMAN LLP

Exhibit A


CLERK OF THE COURT

ORD
DARREN T. BRENNER, ESQ.
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*Attorneys for Defendant Bank of America, N.A., as
successor by merger to BAC Home Loans Servicing,
LP FKA Countrywide Home Loans Servicing, LP*

DISTRICT COURT
CLARK COUNTY, NEVADA

ALESSI & KOENIG, LLC,
Plaintiff,

v.

BANK OF AMERICA, N.A., SUCCESSOR BY
MERGER TO BAC HOME LOANS
SERVICING, LP FKA COUNTRYWIDE
HOME LOANS SERVICING, LP, unknown
entity, DOES INDIVIDUALS 1-X, inclusive, and
ROE CORPORATIONS XI-XXX, inclusive,

Defendants.

BANK OF AMERICA, N.A., SUCCESSOR BY
MERGER TO BAC HOME LOANS
SERVICING, LP FKA COUNTRYWIDE
HOME LOANS SERVICING, LP, a National
Association,

Cross-Claimant,

v.

ARMANDO A. CARIAS, an individual, DOES
INDIVIDUALS 1 through 10, inclusive, and
ROE BUSINESS ENTITIES 1 through 10,
inclusive,

Cross-Defendants.

Case No.: A-13-684501-C
Dept.: XXI

**ORDER DENYING BANK OF AMERICA'S
MOTION FOR RECONSIDERATION AND
CERTIFYING THE JUDGMENT AS FINAL
PURSUANT TO NRCP 54(B)**

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1 BANK OF AMERICA, N.A., SUCCESSOR BY
2 MERGER TO BAC HOME LOANS
3 SERVICING, LP FKA COUNTRYWIDE
4 HOME LOANS SERVICING, LP, a National
5 Association,

6 Cross-Claimant,

7 v.

8 SFR INVESTMENTS POOL 1, LLC, a domestic
9 Limited Liability Company, SUTTER CREEK
10 HOMEOWNERS' ASSOCIATION, an unknown
11 entity, and DOES 1 through 10 and ROE
12 BUSINESS ENTITIES 1 through 10,

13 Cross-Defendants.

14 **ORDER**

15 **IT IS ORDERED** Bank of America's motion for reconsideration filed May 16, 2016 is
16 **DENIED.**

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1 IT IS FURTHER ORDERED, the Court finds there is no just reason for delay and,
2 therefore, CERTIFIES its June 20, 2016 order as final, pursuant to NRCP 54(b). Accordingly, the
3 Clerk is hereby directed to enter judgment in favor of SFR Investment Pool 1, LLC.

4 DATED this 8th day of May, 2017.

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DISTRICT COURT JUDGE

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8 Submitted by:

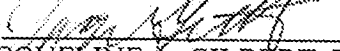
9 AKERMAN LLP

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11
12 DARREN T. BRENNER, ESQ.
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13 THERA A. COOPER, ESQ.
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14 1160 Town Center Drive, Suite 330
Las Vegas, Nevada 89144

15 *Attorneys for Bank of America, N.A.*

16
17 Approved as to form and content, all rights reserved

18 KIM GILBERT EBRON

19 By: 
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21 7625 Dean Martin Drive, Suite 110
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22 *Attorney for SFR Investments Pool 1, LLC*
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1 IT IS FURTHER ORDERED, the Court finds there is no just reason for delay and,
2 therefore, CERTIFIES its June 20, 2016 order as final, pursuant to NRCP 54(b). Accordingly, the
3 Clerk is hereby directed to enter judgment in favor of SFR Investment Pool 1, LLC.

4 DATED this ____ day of _____, 2017.

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DISTRICT COURT JUDGE

Submitted by:


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