

IN THE SUPREME COURT OF THE STATE OF NEVADA

DANIEL LAKES, AN INDIVIDUAL,
Appellant,
vs.
U.S. BANK TRUST, TRUSTEE FOR
LSF9 MASTER PARTICIPATION
TRUST,
Respondent.

No. 79324

FILED

APR 26 2021

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER DIRECTING SUPPLEMENTAL BRIEFING

Having granted the petition for review in this matter, and after reviewing the briefs and record on appeal, we conclude that supplemental briefing would be of assistance to address the following: (1) whether Nevada's race notice statutory scheme, NRS 111.310-.3655, applies to deed of trust assignments and how, if at all, the provisions of NRS 106.210 impact that analysis; and, assuming that the race notice statutory scheme does apply, (2) what effect an unrecorded assignment has on the status of a purchaser who took title with record notice of the deed of trust but without notice of the deed of trust's assignment. NRAP 40B(g). Appellant shall have 30 days from the date of this order to file and serve a supplemental opening brief addressing the questions presented for review. Respondent shall have 30 days from service of the supplemental opening brief to file and serve a supplemental answering brief. Appellant shall have 15 days from service of the supplemental answering brief to file and serve a supplemental reply brief, if warranted. The supplemental briefs shall comply with NRAP 28, 28.2, and 32.

It is so ORDERED.

Hardesty, C.J.
Hardesty

cc: Hon. Ronald J. Israel, District Judge
Hartwell Thalacker, Ltd.
Ballard Spahr LLP/Las Vegas
Eighth District Court Clerk