

IN THE SUPREME COURT OF THE STATE OF NEVADA

OCWEN LOAN SERVICING, LLC, A
FOREIGN LIMITED LIABILITY
COMPANY,

Appellant,

vs.

CHERSUS HOLDINGS, LLC, A
DOMESTIC LIMITED LIABILITY
COMPANY; AND SOUTHERN
TERRACE HOMEOWNERS
ASSOCIATION, A DOMESTIC NON-
PROFIT CORPORATION,

Respondents.

SUPREME COURT NO.: 82680

District Court Case No. A696357

Electronically Filed
Apr 30 2021 08:35 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

**MOTION TO EXTEND THE DATE TO FILE THE DOCKETING
STATEMENT**

Appellant, Ocwen Loan Servicing, LLC, by and through its attorney of record,
Aaron D. Lancaster, Esq. moves this court to extend the date to file the Appellant's
Docketing Statement to April 30, 2021.

This motion is based upon the declaration of Aaron D. Lancaster, Esq

DATED this 30th day of April, 2021.

WRIGHT, FINLAY & ZAK, LLP

/s/ Aaron D. Lancaster

Aaron D. Lancaster, Esq.

Nevada Bar No. 10115

7785 W. Sahara Ave., Suite 200

Las Vegas, Nevada 89117

Attorney for Appellant

DECLARATION OF AARON D. LANCASTER, ESQ.

AARON D. LANCASTER, ESQ. states:

1. Declarant is the attorney for the appellant in this case and makes this declaration based upon personal knowledge.
2. Declarant seeks to extend the date to file the Docketing Statement by two (2) days to April 30, 2021.
3. This case is one of many pending before the court involving the issue of extinguishment of trust deeds resulting from foreclosure sales conducted by HOA's pursuant to NRS Chapter 116.
4. On March 23, 2021, appellant filed a Notice of Appeal and Case Appeal Statement in State Court. On March 24, 2021, this appeal was docketed in the Supreme Court of Nevada.
5. On April 7, 2021, this Court entered a Notice of Referral to Settlement Program and Suspension of Rules staying the time for filing a request for transcript NRAP 9 and for filing briefs under NRAP 31. The docketing statement was set to be filed on April 28, 2021.
6. Between April 23-25, 2021, Appellant's counsel's firm had a major system update performed on its case management and scheduling software that resulted in an error regarding the notice of the due date of the docketing statement.

Upon recognizing the error Appellant's counsel filed the Docketing Statement on April 29, 2021, one (1) day after the due date.

7. The Court rejected the filed Docketing Statement as untimely and instructing the Docketing Statement to be accompanied by a motion for extension of time.

8. It is respectfully requested that the time to file the appellant's Docketing Statement in this case be extended to April 30, 2021.

9. If called upon to testify to the above facts, declarant could do so competently.

10. I declare under penalties of perjury under the law of the state of Nevada that the foregoing is true and correct.

DATED this 30th day of April, 2021.

/s/ Aaron D. Lancaster
Aaron D. Lancaster, Esq.

CERTIFICATE OF SERVICE

I certify that I electronically filed on the 30th day of April, 2021, the foregoing **MOTION TO EXTEND THE DATE TO FILE THE DOCKETING STATEMENT** with the Clerk of the Court for the Nevada Supreme Court by using the CM/ECF system. I further certify that all parties of record to this appeal either are registered with the CM/ECF or have consented to electronic service.

[] By placing a true copy enclosed in sealed envelope(s) addressed as follows:

[X] (By Electronic Service) Pursuant to CM/ECF System, registration as a CM/ECF user constitutes consent to electronic service through the Court's transmission facilities. The Court's CM/ECF systems sends an e-mail notification of the filing to the parties and counsel of record listed above who are registered with the Court's CM/ECF system.

Service via electronic notification will be sent to the following:

Vernon A. Nelson, Jr.
Ashlie L. Surur

[X] (Nevada) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

/s/ Lisa Cox

An Employee of WRIGHT, FINLAY & ZAK, LLP