

RECEIVED

JAN 31 2022

Case No.: 19-CV-0225
Department: II

Douglas County
District Court Clerk

FILED

2022 JAN 31 PM 2:03

IN THE NINTH DISTRICT COURT OF THE STATE OF NEVADA

DOUGLAS COUNTY, NEVADA

Electronically Filed
Feb 14 2022 10:40 a.m.
Elizabeth A. Brown, CLERK
CLERK OF SUPREME COURT

JOEL BECK,

Plaintiff/Appellant,

vs.

NOTICE OF APPEAL

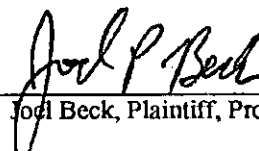
NATIONSTAR MORTGAGE DBA MR COOPER;
FIRST AMERICAN TRUSTEE SERVICING
SOLUTIONS, LLC; WELLS FARGO BANK, N.A.
AS TRUSTEE FOR SECURITIZED TRUST
STRUCTURED ADJUSTABLE RATE MORTGAGE
LOAN TRUST, SERIES 2007-3

Defendants/Respondents

NOTICE OF APPEAL TO THE NEVADA STATE COURT OF APPEALS

Plaintiff, Joel Beck, in Proper Person, does hereby appeal from each and every part of this Court's ORDER DENYING PLAINTIFF'S MOTION FOR LEAVE PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE 12(b)(4) INSUFFICIENT SERVICE OF PROCESS, entered in the District Court on January 3, 2022.

The basis for the appeal is the Defendants INTENTIONAL failure to properly serve Plaintiff any and all documents related to the Defendants' JOINT MOTION TO DISMISS FOR FAILURE TO PROSECUTE dated: October 13, 2020, in accordance with the Nevada Rules of Civil Procedure 12(b)(4), Rules Of Practice For The Ninth Judicial District Court Of The State Of Nevada, Rule 11, and Nevada Rules of Professional Conduct, Rule 3.5A.


Joel Beck, Plaintiff, Pro Se
255 Sherwood Court
PO Box 3414
Stateline, NV 89449-3414
(530) 725-1123


NOTICE OF APPEAL - 1

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on January 31st 2022 that I caused to be served a true and correct copy of the foregoing
3 **NOTICE OF APPEAL**, by depositing a copy of the above-reference document for mailing with the United States Postal
4 Service, first-class postage prepaid, in Minden, Nevada, to the parties listed below at their last known mailing address, on
the date above:

5 Brody R. Wight
6 Troutman Pepper Hamilton Sanders LLP
8985 S. Eastern Avenue, Suite 200
Las Vegas NV 89123

7 Aaron R. Maurice
8 Brittany Wood
9 Maurice Wood PLLC
8250 West Charleston Blvd, Suite 100
Las Vegas, Nevada 89117

10 
11 _____
12 Joel Beck, *Pro Se*
13 255 Sherwood CT
14 PO Box 3414
15 Stateline, NV 89449-3414
16 (530) 725-1123
17
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Form 2. Case Appeal Statement

No. 2019-CV-00225

Dept. No. II

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE
OF NEVADA IN AND FOR THE COUNTY OF DOUGLAS

JOEL BECK,

Appellant,

vs

NATIONSTAR MORTGAGE DBA MR COOPER;
FIRST AMERICAN TRUSTEE SERVICING
SOLUTIONS, LLC; WELLS FARGO BANK, N.A.
AS TRUSTEE FOR SECURITIZED TRUST
STRUCTURED ADJUSTABLE RATE MORTGAGE
LOAN TRUST, SERIES 2007-3,

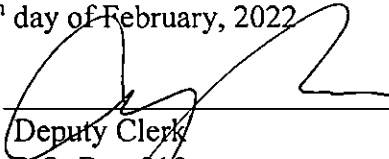
Respondent.

CASE APPEAL STATEMENT

1. Name of appellant filing this case appeal statement:
Joel Beck
2. Identify the judge issuing the decision, judgment, or order appealed from:
Honorable Thomas W. Gregory.
3. Identify each appellant and the name and address of counsel for each appellant:
Joel Beck P.O. Box 255, Stateline, NV 89449 – In Proper Person
4. Identify each respondent and the name and address of appellate counsel, if known, for each respondent (if the name of a respondent's appellate counsel is unknown, indicate as much and provide the name and address of that respondent's trial counsel):
Nationstar Mortgage DBA Mr. Cooper and Wells Fargo Bank represented by Brody R. Wight, Esq., 600 Peachtree St., NE, Ste. 3000, Atlanta, GA 30308 and Gary E. Schnitzer, Esq., 8985 S. Eastern Ave., Ste. 200, Las Vegas, NV 89123.
First American Trustee Servicing Solutions represented by Aaron R. Maurice, Esq., 8250 W. Charleston Blvd., Ste. 100, Las Vegas, NV 89117.
5. Indicate whether any attorney identified above in response to question 3 or 4 is not licensed to practice law in Nevada and, if so, whether the district court granted that attorney permission to appear under SCR 42 (attach a copy of any district court order granting such permission):
N/A.
Indicate whether appellant was represented by appointed or retained counsel in the district court:
Appellant is Proper.

6. Indicate whether appellant is represented by appointed or retained counsel on appeal:
Brody R. Wight Esq. – retained
Gary E. Schnitzer Esq. – retained
Aaron R. Maurice Esq. - retained
7. Indicate whether appellant was granted leave to proceed in forma pauperis, and the date of entry of the district court order granting such leave:
N/A
8. Indicate the date the proceedings commenced in the district court (e.g., date complaint, indictment, information, or petition was filed):
The Complaint was filed on July 29, 2019.
9. Provide a brief description of the nature of the action and result in the district court, including the type of judgment or order being appealed and the relief granted by the court: This is a civil matter in which the Order Denying Plaintiff's Motion for Leave pursuant to Nevada Rules of Civil Procedure 12(b)(4) Insufficient Service of Process was filed on January 31, 2022.
10. Indicate whether the case has previously been the subject of an appeal to or original writ proceeding in the Supreme Court and, if so, the caption and Supreme Court docket number of the prior proceeding:
N/A
11. Indicate whether this appeal involves child custody or visitation:
No.
12. If this is a civil case, indicate whether this appeal involves the possibility of settlement:
N/A

Dated this 11th day of February, 2022



Deputy Clerk
P.O. Box 218
Minden, Nevada 89423
775-782-9820

Douglas County District Court

Case Summary Report

Case #: 2019-CV-00225
Case Title: Joel Beck vs. Nationstar Mortgage
Filed: 07/29/2019
Cause: Real Property: Other Title to Property DV: N

Case Status: Reopened Date: 11/05/2021

Archived: 11/02/2021, 09/21/2021, 09/14/2021, 09/13/2021, 08/31/2021, 07/21/2021

Parties

<u>Party</u>	<u>Name</u>	<u>Status</u>
Plaintiff	Beck, Joel	
Defendant	First American Trustee Servicing Solutions	
Defendant	Nationstar Mortgage	
Defendant	Wells Fargo Bank	

<u>Party</u>	<u>Name</u>	<u>Bar #</u>	<u>Status</u>	<u>Representing</u>
Attorney	Maurice, Aaron R.	6412	Current	
Attorney	Schnitzer, Gary E.	395	Current	
Attorney	Wight, Brody R.	13615	Current	
Attorney	Person, Proper	1111	Former	
Attorney	Morgan, Melanie D	8215	Withdrawn	

Documents

<u>Date</u>	<u>Code</u>	<u>Description</u>
07/29/2019	DN	Notice of - Notice of Pendency of Action
07/29/2019	DSBA	Summons Issued - Summons Issued
07/29/2019	DCOM	Complaint - Complaint for: Failure to Comply with Nevada State Law NRS 107 2. Nevada Rules of Foreclosure Mediation ADKT 435 3. Negligent Representation and Fraud; Demand for Jury Trial
08/12/2019	DSBA	Summons Issued - Summons Issued
08/12/2019	DAFS	Affidavit of Service - Affidavit of Service
08/12/2019	DAFS	Affidavit of Service - Affidavit of Service
08/12/2019	DAFS	Affidavit of Service - Affidavit of Service
08/13/2019	DCOM	Complaint - Complaint for: 1. Failure to Comply with Nevada Mediation Law; 2. Fraud in Concealment 3. Negligent Representation; 4. Lack of Standing; 5. Failure to Comply with NRS 106.240 Extinguishment of Lien; 6. Unjust Enrichment; 7. Intentional Infliction of; Emoti
08/19/2019	DDEC	Declaration of - Declaration of Nonmonetary Status Of First American Trustee Servicing Solutions, LLC Pursuant to NRS 107.029
08/29/2019	DOBJ	Objection to - Objection to Declaration of Nonmonetary Status of Defendant: First American Trustee Servicing Solutions, LLC
08/29/2019	DAFS	Affidavit of Service - Affidavit of Service - Nationstar Mortgage
08/29/2019	DAFS	Affidavit of Service - Affidavit of Service - First American Trustee Servicing Solutions
08/29/2019	DAFS	Affidavit of Service - Affidavit of Service - Wells Fargo Bank
09/04/2019	DDEF	Default - Default
09/09/2019	DN	Notice of - Notice to Adverse Parties and to the Ninth Judicial District Court of Removal to Federal Court Filed by DEF001-Nationstar Mortgage, , DEF003-Wells Fargo Bank,
11/18/2019	DNEO	Notice of Entry of Order
03/23/2020	DNCA	Notice of Change of Address
04/13/2020	DSOA	Substitution of Attorneys
04/13/2020	DSOA	Substitution of Attorneys
10/14/2020	MMOT	Motion - Joint Motion to Dismiss for Failure to Prosecute
11/18/2020	DNON	Non-Opposition to - Notice of Non-Opposition to Joint Motion to Dismiss for Failure to Prosecute and Request for Submission for Decision
11/18/2020	DORD	Order - Dismissing First Amended Complaint without Prejudice

<u>Date</u>	<u>Code</u>	<u>Description</u>
11/20/2020	DNEO	Notice of Entry of Order - Notice of Entry of Order Dismissing First Amended Complaint Without Prejudice (NRCP 16.1(e)(1))
11/24/2020	MMOT	Motion - to Expunge Lis Pendens
01/07/2021	DORD	Order - Granting Motion to Expunge Lis Pendens
01/11/2021	DNON	Non-Opposition to - Notice of Non-Opposition to Motion to Expunge Lis Pendens and Request for Submission for Decision
04/09/2021	DNEO	Notice of Entry of Order - Granting Motion to Expunge Lis Pendens
07/21/2021	DNPA	Notice of Pendency of Action
07/21/2021	DEXM	Ex Parte Motion - Emergency Motion
07/28/2021	DAFS	Affidavit of Service - First American Trustee Servicing Solutions, LLC
07/28/2021	DAFS	Affidavit of Service - Wells Fargo Bank
07/28/2021	DAFS	Affidavit of Service - Nationstar Mortgage
08/03/2021	DNCA	Notice of Change of Address - Notice of Change of Firm Address
08/04/2021	DRTM	Response to Motion - Response to Emergency Motion
08/04/2021	DJOI	Joinder - to Response to Emergency Motion
08/24/2021	DRES	Response to - Plaintiff's Response to Defendants' Response to Emergency Motion
08/25/2021	DRES	Response to - Amended Plaintiff's Response to Defendants' Response to Emergency Motion
09/13/2021	DREQ	Request - for Admissions
10/12/2021	DRES	Response to - Defendants Nationstar Mortgage dba Mr. Cooper and Wells Fargo Bank, N.A. as Trustee for Securitized Trust Structured Adjustable Rate Mortgage Loan Trust Series 2007-3's Responses to Plaintiff Joel Beck's Request for Admission
11/03/2021	DODE	Order Denying - Emergency Motion, Expunging Lis Pendens
11/05/2021	MMOT	Motion - to Withdraw as Counsel for Nationstar and Wells Fargo
11/08/2021	DNPA	Notice of Pendency of Action
11/08/2021	MMOT	Motion - Plaintiff's Motion for Leave Pursuant to Nevada Rules of Civil Procedure 12(b)(4) Insufficient Service of Process
11/15/2021	DRTM	Response to Motion - to Leave
11/16/2021	DJOI	Joinder - to Response to Motion for Leave
11/17/2021	DNEO	Notice of Entry of Order - Denying Motion, Expunging Lis Pendens
11/19/2021	DN	Notice of - Appearance
11/19/2021	DMOF	Motion for - Extension of Time to Respond to Plaintiff's Notice of Pendency Action
12/03/2021	DNNO	Non-Opposition to Motion - Notice of Non-Opposition to Motion to Withdraw as Counsel for Nationstar and Wells Fargo
01/04/2022	DORD	Order - Granting Motion to Withdraw as Counsel for Nationstar and Wells Fargo
01/04/2022	DORD	Order - Granting Defendants' Motion for Extension of Time to Respond to Plaintiff's Notice of Pendency of Actions
01/04/2022	DORD	Order - Denying Plaintiff's Motion for Leave Pursuant to Nevada Rules of Civil Procedure 12(b)(4) Insufficient Service of Process
01/05/2022	DNAC	Notice of Appearance of Counsel
01/05/2022	DRSU	Request for Submission - on Plaintiff's Motion for Leave and Defendants' Response to the Motion for Leave
01/10/2022	DNEO	Notice of Entry of Order - Granting Motion to Withdraw as Counsel for Nationstar and Wells Fargo
01/13/2022	DNAC	Notice of Appearance of Counsel - Amended Notice of Appearance
01/19/2022	MMOT	Motion - to Expunge Lis Pendens
01/24/2022	DNEO	Notice of Entry of Order
01/31/2022	DNOA	Notice of Appeal

Case Notes

Joel Beck called regarding the Money Held memo and said he would submit an order returning jury fees.

1 Case No. 2019-CV-00225

2 Dept. No. II

RECEIVED

JAN - 4 2022

Douglas County
District Court Clerk

2022 JAN -4 AM 10:35

DOUGLAS WILLIAMS
CLERK
DEPUTY

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5
6 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
7 IN AND FOR THE COUNTY OF DOUGLAS
8

9 JOEL BECK,

10 Plaintiff,

11 vs.

12 NATIONSTAR MORTGAGE, dba, MR.
13 COOPER; FIRST AMERICAN TRUSTEE
14 SERVICING SOLUTIONS, LLC; WELL
15 FARGO BANK, N.A. AS TRUSTEE FOR
16 SECURITIZED TRUST STRUCTURED
17 ADJUSTABLE RATE MORTGAGE LOAN
18 TRUST SERIES 2007-3,

16 Defendants.

ORDER DENYING PLAINTIFF'S
MOTION FOR LEAVE PURSUANT TO
NEVADA RULES OF CIVIL PROCEDURE
12(b)(4) INSUFFICIENT
SERVICE OF PROCESS

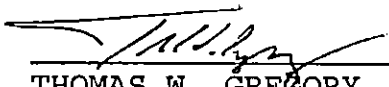
18 THIS MATTER comes before the Court on Plaintiff's Motion for
19 Leave Pursuant to Nevada Rules of Civil Procedure 12(b)(4)
20 Insufficient Service of Process filed November 8, 2021.
21 Defendants NationStar Mortgage, LLC and Wells Fargo Bank filed a
22 Response to Motion to Leave on November 15, 2021. Defendant First
23 American Trustee Servicing Solutions LLC filed a Joinder to
24 Response to Motion for Leave on November 16, 2021. Plaintiff did
25 not file a reply. Good cause appearing, the Court finds and
26 orders as follows:

27 On November 3, 2021, the Court entered an Order Denying
28 Emergency Motion, Expunging Lis Pendens. The Court's full

1 findings are incorporated herein and not restated. Five days
2 later, Plaintiff filed the pending motion, once again seeking
3 relief from prior orders. The motion is redundant and suffers
4 from many of the same defects already pointed out by the Court.

5 Plaintiff's Motion for Leave Pursuant to Nevada Rules of
6 Civil Procedure 12(b)(4) Insufficient Service of Process is
7 DENIED.

8 DATED this 3rd day of January, 2022.

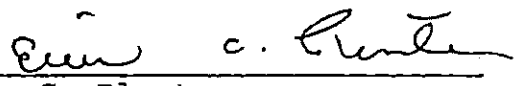
9
10 
11 THOMAS W. GREGORY
DISTRICT JUDGE

12 Copies served by mail on January 4th, 2022, addressed to:

13 Joel Beck
14 P.O. Box 3414
15 Stateline, Nevada 89449

16 Melanie D. Morgan, Esq.
17 Scott R. Lachman, Esq.
18 1635 Village Center Circle, Ste. 200
Las Vegas, Nevada 89134

19 Aaron R. Maurice, Esq.
20 Brittany Wood, Esq.
21 8250 West Charleston Blvd., Ste. 100
Las Vegas, Nevada 89117

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23 Erin C. Plante
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RECEIVED

JAN 24 2022

FILED

2022 JAN 24 AM 11:53

DOUGLAS COUNTY
CLERK

ST. WALTER DEPUTY

1 BRODY R. WIGHT, ESQ.

2 Nevada Bar No. 13615

3 TROUTMAN PEPPER HAMILTON SANDERS LLP

4 8985 S. Eastern Ave., Suite 200

5 Las Vegas, NV 89123 (Nevada Office)

6 Tele: (470) 832-5586

7 Fax: (404) 962-6800

8 brody.wight@troutman.com

9 TROUTMAN PEPPER HAMILTON SANDERS LLP

10 600 Peachtree St. NE #3000

11 Atlanta, GA 30308 (Corporate Office)

12 *Attorney for Nationstar Mortgage LLC d/b/a Mr. Cooper and Wells Fargo Bank, National*
13 *Association, as Trustee for Structured Adjustable Rate Mortgage Loan Trust Mortgage Pass-*
14 *Through Certificates, Series 2007-3*

15 NEVADA NINTH JUDICIAL DISTRICT COURT

16 JOEL BECK,

17 Plaintiff,

18 VS.

19 NATIONSTAR MORTGAGE dba MR.
20 COOPER; FIRST AMERICAN TRUSTEE
21 SERVICING, SOLUTIONS LLC; WELLS
22 FARGO BANK, N.A. AS TRUSTEE FOR
23 SECURITIZED TRUST STRUCTURED
24 ADJUSTABLE RATE MORTGAGE LOAN
25 TRUST SERIES 2007-3,

26 Defendants.

Case No.: 19-CV-0225

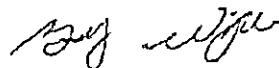
Dept. II

NOTICE OF ENTRY OF ORDER

27 PLEASE TAKE NOTICE that an Order was entered in the above-entitled case on January 4,
28 2022. A true and accurate copy is attached.

DATED January 24, 2022

TROUTMAN PEPPER HAMILTON SANDERS LLP



BRODY R. WIGHT, ESQ.

Nevada Bar No. 13615

8985 S. Eastern Ave., Suite 200

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Las Vegas, NV 89123 *(Nevada Office)*
Tele: (470) 832-5586
Fax: (404) 962-6800
brody.wight@troutman.com

TROUTMAN PEPPER HAMILTON SANDERS LLP
600 Peachtree St. NE #3000
Atlanta, GA 30308 *(Corporate Office)*
Attorney for Nationstar Mortgage LLC d/b/a Mr. Cooper
and Wells Fargo Bank, National Association, as Trustee for
Structured Adjustable Rate Mortgage Loan Trust Mortgage
Pass-Through Certificates, Series 2007-3

RECEIVED

Case No. 2019-CV-00225

JAN - 4 2022

Dept. No. II

Douglas County
District Court Clerk

2022 JAN - 4 AM 10:35

CLERK'S
DEPT.

M. CARNEY
DEPUTY

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

JOEL BECK,

Plaintiff,

vs.

ORDER DENYING PLAINTIFF'S
MOTION FOR LEAVE PURSUANT TO
NEVADA RULES OF CIVIL PROCEDURE
12(b)(4) INSUFFICIENT
SERVICE OF PROCESS

NATIONSTAR MORTGAGE, dba, MR.
COOPER; FIRST AMERICAN TRUSTEE
SERVICING SOLUTIONS, LLC; WELL
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Defendants.

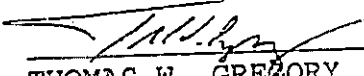
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Insufficient Service of Process filed November 8, 2021.
Defendants NationStar Mortgage, LLC and Wells Fargo Bank filed a
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On November 3, 2021, the Court entered an Order Denying
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1 findings are incorporated herein and not restated. Five days
2 later, Plaintiff filed the pending motion, once again seeking
3 relief from prior orders. The motion is redundant and suffers
4 from many of the same defects already pointed out by the Court.

5 Plaintiff's Motion for Leave Pursuant to Nevada Rules of
6 Civil Procedure 12(b)(4) Insufficient Service of Process is
7 DENIED.

8 DATED this 3rd day of January, 2022.

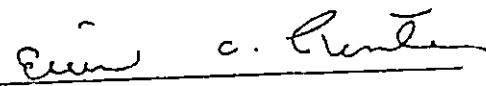
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11 THOMAS W. GREGORY
DISTRICT JUDGE

12 Copies served by mail on January 4th, 2022, addressed to:

13 Joel Beck
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15 Stateline, Nevada 89449

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17 Scott R. Lachman, Esq.
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Las Vegas, Nevada 89117

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Joel Beck
255 Sherwood Court
Stateline, NV 89449

Aaron R. Maurice, Esq.
Brittany Wood, Esq.
MAURICE WOOD PLLC
8250 West Charleston Blvd., Suite 100
Las Vegas, Nevada 89117
Attorneys for First American Trustee Servicing Solutions, LLC

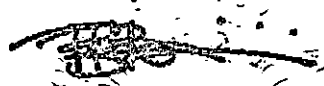

An employee of Troutman Pepper Hamilton Sanders, LLP

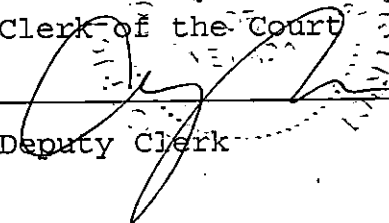
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STATE OF NEVADA)
) ss
COUNTY OF DOUGLAS)

I, BOBBIE R. WILLIAMS, Clerk of the Ninth Judicial District Court, State of Nevada, in and for the said County of Douglas; said Court being a Court of Record, having common law jurisdiction, and a Clerk and a Seal, do hereby certify that the foregoing are the full, true copies of the NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT DOCKET ENTRIES; ORDER DENYING PLAINTIFF;'S MOTION FOR LEAVE PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE 12(b)(4) INSUFFICIENT SERVICE OF PROCESS; NOTICE OF ENTRY OF ORDER in Case No. 2019-CV-00225 JOEL BECK VS. NATIONSTAR MORTGAGE DBA MR. COOPER ET AL.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal at Minden, in said County and State this 11TH day of February, A.D., 2022.



Clerk of the Court


Deputy Clerk



BOBBIE R. WILLIAMS
CLERK OF COURT
COURT ADMINISTRATOR
JURY COMMISSIONER

District Court Clerk's Office
(775) 782-9820
Tahoe Justice Court
(775) 586-7200
East Fork Justice Court
(775) 782-9955

Transmittal to the Supreme Court

To: Nevada Supreme Court
210 South Carson Street
Carson City, Nevada 89710

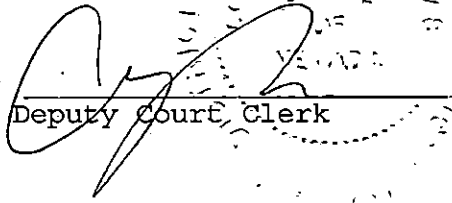
Date: February 11, 2022

Re: District Court Case #: 2019-CV-00225
District Court Case Name: JOEL BECK VS. NATIONSTAR MORTGAGE ET EL.

The following documents are transmitted to the Supreme Court pursuant to the July 22, 1996 revisions to the Nevada Rules of Appellate Procedure. Checked items are NOT included in this appeal:

- ☐ Notice of Appeal
- ☐ Case Appeal Statement
- ☒ Certificate That No Transcript Is Being Requested
- ☒ Defendant's Request for Transcript of Proceedings
- ☒ Notice of Posting of Appeal Bond
- ☐ District Court Docket entries
- ☐ Judgment(s) or order(s) appealed from
- ☒ Order (NRAP FORM 4)
- ☐ Notice of entry of the judgment(s) or order(s) appealed from
- ☒ Certification order directing entry of judgment pursuant to NRCP 54(b)
- ☒ District Court Minutes
- ☒ Exhibit Lists
- ☐ Supreme Court filing fee (\$250.00), if applicable

Respectfully,
BOBBIE WILLIAMS
CLERK OF THE COURT

By: 
Deputy Court Clerk