IN THE

Supreme Court of the United States

BOURNE VALLEY COURT TRUST,

Petitioner,

v.

WELLS FARGO BANK, N.A.,

Respondent.

On Petition for a Writ of Certiorari to the United States Court of Appeals for the Ninth Circuit

BRIEF OF LAS VEGAS DEVELOPMENT GROUP, LLC; THUNDER PROPERTIES, INC.; LVDG, LLC; AIRMOTIVE INVESTMENTS, LLC; AND LAS VEGAS DEVELOPMENT, LLC AS *AMICI CURIAE* IN SUPPORT OF PETITIONER

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| Las Vegas Dev. Grp., LLC v. Yfantis, 2016 U.S. Dist. LEXIS 110793, 1-2 (D. Nev. Aug. 18, 2016) (Gordon, J.) |
| Saticoy Bay LLC Series 350 Durango 104 v. Wells Fargo Home Mortgage, 133 Nev. Adv. Op. 5 (January 26, 2017)3 |
| SFR Investments Pool I, LLC v. U.S. Bank, N.A., 130 Nev, 334 P.3d 408, 2014 WL 4656471 (Adv. Op. No. 75, Sept. 18, 2014) |
| Statutes |
| NRS $\S 116.3116et\ seq.$ passim |
| SB 306 |

INTEREST OF AMICI CURIAE¹

Amici are purchasers and/or owners of various real properties located in the State of Nevada that were the subject of homeowners association lien foreclosure sales held pursuant to NRS §116.3116 et seq. between approximately October 1, 2010 and October 1, 2015. Amici collectively own between approximately 200 and 250 such properties with a potential market value totaling tens of millions of dollars. Amici are representative of scores of other similar individuals and small business entities who also purchased such properties during the relevant time period.

SUMMARY OF ARGUMENT

For the past several years, the purchasers of real properties at homeowners association lien foreclosure sales in Nevada have been embroiled in litigation with purportedly secured deed of trust holders regarding the force and effect of NRS §116.3116, which provides a homeowners association with a super-priority lien on an individual homeowner's property for up to nine months of unpaid homeowners association dues. In a nutshell, the purchasers of these properties have always asserted that homeowners' association lien foreclosure sales served to extinguish all junior liens, including a first position deed of trust, pursuant to black letter lien law. Deed of trust holders incorrectly

¹ Amici provided petitioner and respondent with timely notice of their intent to file this brief. All parties have consented to the filing of this brief. No counsel for a party has authored this brief in whole or in part, and no person or entity other than amici or their counsel made any monetary contribution intended to fund the preparation or submission of this brief.

asserted that their security interests survived the HOA lien foreclosure sales.

The conflicting positions of the purchasers and the purportedly secured mortgage holders were the subject of significant dispute for a lengthy period of time. However, on September 18, 2014, the Nevada Supreme Court, in the matter of SFR Investments Pool I, LLC v. U.S. Bank, N.A., 130 Nev. , 334 P.3d 408, 2014 WL 4656471 (Adv. Op. No. 75, Sept. 18, 2014), definitively determined that the foreclosure of a homeowners association's super-priority lien does indeed extinguish a first deed of trust. "The SFR decision made winners out of the investors who purchased foreclosure properties in HOA sales and losers of the lenders who gambled on the opposite result, elected not to satisfy the HOA liens to prevent foreclosure, and thus saw their interests wiped out by sales that often yielded a small fraction of the loan balance." Freedom Mortg. Corp. v. Las Vegas Dev. Grp., LLC, 2015 U.S. Dist. LEXIS 66249, 1-2 (D. Nev. May 19, 2015) (Dorsey, J.).

The Nevada Supreme Court's decision in the matter of *SFR Investments* was hardly the end of the road in the battle between purchasers and formerly secured lenders. Instead of accepting the Nevada Supreme Court's decision, financial institutions turned to other arguments, including arguments related to the constitutionality of N.R.S. Chapter 116. This is the case despite the fact that the Nevada Supreme Court had specifically determined that the statute did not violate due process in the matter of *SFR Investments*.

Notwithstanding the Nevada Supreme Court's prior determination that N.R.S. Chapter 116 does not

violate due process, the Ninth Circuit Court of Appeals, in the matter of *Bourne Valley Court Trust*, determined that NRS Chapter 116 included an "optin' notice scheme" that is facially unconstitutional. The Ninth Circuit Court of Appeals' decision that N.R.S. Chapter 116 "facially violated mortgage lenders' constitutional due process rights" did not address in any manner the fact that the Supreme Court of Nevada had already construed NRS §116.3116 *et seq.* to require notice to the mortgage lenders. *See Las Vegas Dev. Grp., LLC v. Yfantis*, 2016 U.S. Dist. LEXIS 110793, 1-2 (D. Nev. Aug. 18, 2016) (Gordon, J.).

More recently, the Nevada Supreme Court overruled Bourne Valley in the matter of Saticoy Bay LLC Series 350 Durango 104 v. Wells Fargo Home Mortgage, 133 Nev. Adv. Op. 5 (January 26, 2017), holding that no state action exists with respect to the privates sales pursuant to NRS Chapter 116 and that due process is thus not implicated. This holding directly contradicted the then-existing Ninth Circuit Court of Appeals' decision in the matter of Bourne Valley Court Trust.

The conflict between the Nevada Supreme Court and the Ninth Circuit has resulted in chaos. As the law currently stands, a party may prevail on the merits of its case in State Court and lose on identical facts in Federal Court. This circumstance was not changed by the amendment of NRS Chapter 116.

In response to the flood of litigation related to NRS Chapter 116 over the course of the past several years, the Nevada Legislature enacted Senate Bill 306, which became effective on October 1, 2015. Among other things, SB 306 substantially clarified the

existing notice requirements of NRS Chapter 116. However, the amendment of the law did nothing to resolve the ongoing disputes related to the many hundreds or thousands of homeowners' association lien foreclosure sales that took place prior to October 1, 2015.

In excess of 1300 lawsuits related to pre-October 1, 2015 foreclosure sales are currently pending before the State and Federal Courts of Nevada and the Ninth Circuit Court of Appeals.² Obviously, each of these sales was carried out pursuant to the law as it existed at that time. Moreover, hundreds or perhaps thousands more potential lawsuits exist with respect to real properties that were the subject of homeowners' association lien foreclosure sales but which are not yet the subject of any form of litigation. The resolution of each of these lawsuits and potential lawsuits hinges at least in part upon the constitutionality of the law as it existed prior to the enactment of SB 306. Thus, SB 306 has not in any manner served to resolve the claims of scores of parties related to real property worth

² The attached Appendix identifies over 1300 legal proceedings that are currently pending before the District Courts of the State of Nevada and the United States District Court for the District of Nevada, each of which is believed to contest in some manner the force and/or effect of a homeowners' association lien foreclosure sale pursuant to NRS Chapter 116. These actions were identified primarily by searching court records for the names of parties known to be involved in homeowners' association lien litigation. Not every action was individually reviewed and it is possible that some of the listed cases do not relate specifically to NRS Chapter 116. However, the vast majority of the listed actions are so related. Moreover, the list is not meant to be exhaustive. Hundreds of additional litigations are currently pending which are not identified on the attached Appendix.

hundreds of millions of dollars. It is thus critical that this Court resolve the split of authority that now exists between the Supreme Court of Nevada and the Ninth Circuit Court of Appeals.

ARGUMENT

I. It Is Critically Important That This Court Resolve The Split of Authority That Presently Exists Between the Nevada Supreme Court and the Ninth Circuit Court Of Appeals.

The purpose of this brief is not to argue the merits of the decision below but rather to bring to the Court's attention the sheer scope of the dispute that is at issue and the number of parties that have been impacted and that will continue to be impacted. As set forth above, scores of individuals and small business entities purchased real properties at homeowners' association lien foreclosure sales that were carried out under the authority of NRS Chapter 116 over the course of more than a decade. In some cases, the purchasers acquired tens or hundreds of such properties over the course of time. In others, the purchasers may have purchased a single property. In every case, the rights of the purchaser and the rights of the holder of a claimed security interest in the associated real property are now directly affected by the split of authority that exists between the highest court of the State of Nevada and the Ninth Circuit Court of Appeals.

As set forth above, well over one thousand litigations related to NRS Chapter 116 are currently pending before the Courts of Nevada. Although this

litigation was initially filed in both the State and Federal Courts of Nevada, since the *Bourne Valley* decision, financial institutions have filed exclusively in Federal Court while purchasers have filed exclusively in State Court. The reason for this is quite financial institutions hope to prevail in Federal Court based upon Bourne Valley while purchasers hope to prevail in State Court based upon Saticov Bay. In fact, the Bourne Valley decision, in conjunction with a bankruptcy filing by one of the foreclosure agents that carried out many homeowners' association lien foreclosure sales, has resulted in several banks desperately seeking to remove State Court cases to the United States Bankruptcy Court for the District of Nevada. The banks are filing these removals solely in an attempt to obtain the perceived benefit of the Bourne Valley decision and to distance themselves from the perils of Saticov Bay.

On December 13, 2016, Alessi & Koenig, LLC ("Alessi") filed a Chapter 7 bankruptcy petition in the United States Bankruptcy Court for the District of Nevada, Case No. 16-16593-abl. Thereafter, shortly after the Nevada Supreme Court issued its decision in Saticoy Bay on January 26, 2017, various banks commenced serially removing pending State Court cases that involve sales conducted by Alessi to the Bankruptcy Court. In some of these cases Alessi is a party to claims; in others it is nothing more than a potential witness. It is noteworthy that the banks caused no petitions for removal to be filed prior to the date that Saticoy Bay was issued.

Bank of America, N.A. has stated that it intends to seek summary adjudication of the cases in which it is involved on the basis of *Bourne Valley* in the Bankruptcy Court – something that it simply could not have successfully done in State Court. See In re Alessi, Case No. 16-16593-abl, ECF #423 at 2:11-14; see also ECF #329 at 2:10-13. The intent of the banks is clear: to deny the State Courts jurisdiction over the claims that were pending before them and to make Bourne Valley their saving grace.

To date, over 150 State Court cases have been removed to the United States Bankruptcy Court for the District of Nevada. Wells Fargo Bank, N.A., the Respondent herein, has sought an extension of time in which to remove the State Court cases in which it is involved until June 12, 2017. See In re Alessi, ECF #147, 148. Thus, it is likely that many more petitions for removal will be filed prior to that date, depending upon the manner in which numerous pending motions to remand are resolved in the meantime.

The split of authority that currently exists between the Nevada Supreme Court and the Ninth Circuit Court of Appeals has resulted in forum shopping at its worst. As set forth above, identically situated parties with identical facts may prevail in one Court or the other while their case might be dismissed or summary judgment might be granted against them in the other venue. This is the sole reason that the United States Bankruptcy Court has been flooded with state law claims that are virtually unrelated to the bankruptcy estate of Alessi. This is simply not a viable situation.

II. SB 306 Has Provided No Relief To The Parties That Are Litigating Before The Courts Of Nevada

At first glance, it may appear that the Nevada Legislature has "fixed" the ostensible problems that existed in NRS Chapter 116 by way of the amendments to the law that became effective on October 1, 2015. However, although the Nevada Legislature indeed belatedly clarified NRS Chapter 116 to more clearly set forth the notice requirements of the statute, these changes have had no effect upon the many homeowners' association lien foreclosure sales that took place prior to October 1, 2015 – or the associated litigation.

Nearly all of the litigation that is currently pending before the courts of Nevada arises from homeowners' association lien foreclosure sales that took place prior to October 1, 2015. The parties to the over one thousand litigations that remain pending are litigating not whether the homeowners' associations complied with the notice requirements as they are currently described but rather whether they complied with the notice requirements as they were written at that time. As such, it is imperative that this Court settle the split of authority that presently exists regarding the constitutionality of the statute as it then existed.

CONCLUSION

For the foregoing reasons, the petition should be granted.

Respectfully submitted,

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May 4, 2017



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APPENDIX

Pending Litigation

State Cases

| Case No. | Case Title |
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| A-11-643454-C | Resources Group v. Lisa Luna |
| A-12-654171-C | Trejo v. Sunrise Highland, LVDG |
| A-12-654840-C | LVDG v. BANA, Enriquez |
| A-12-662037-C | Select Portfolio Servicing |
| A-12-662394-C | Select Portfolio Servicing v. Seven Hills Master HOA |
| A-12-666952-C | W Warn Springs Trust v. Cynthia Ogaz |
| A-12-667342-C | Drysdale Circle Trust v. The Village of Silver Springs Community Association |
| A-12-667762-C | Choctaw Avenue Trust v. Patricia Norris |
| A-12-667931-C | Sweetwater HOA v. BANA |
| A-12-668638-C | Pinnacle Hill Court Trust v. Edward Schmitz |
| A-12-668640-C | Cypress Manor Drive Trust v. Antonio Jorege Melogno |
| A-12-668643-C | Little Horse Avenue Trust v. Marian Riedinger |
| A-12-668921-C | Bel Air Drive Trust v. Wells Fargo |
| A-12-669301-C | Mann Street Trust v. Heather Newman |

| A-12-669423-C | Stone Hollow Avenue Trust v. |
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| | Great Seneca Financial |
| A-12-669570-C | BANA v. Michael Elliott |
| A-12-669807-C | Spanish Mustang Court Trust v. Anderson |
| A-12-670154-C | SFR v. Nationstar |
| A-12-670425-C | Hickory Bark Road Trust v. O'Shaughnessy |
| A-12-670443-C | Tallard Ct Trust v. Haller |
| A-12-670474-C | Casa Christina Ln Trust v. Koman |
| A-12-671168-C | Shining Sand Ave Trust v. Estate of Richard Stonesifer |
| A-12-672388-C | Hillman v. Canalino Dr Trust |
| A-12-672769-C | SFR v. JPMorgan |
| A-12-672799-C | SFR v. Green Tree Servicing |
| A-12-672899-C | SFR v. JPMorgan |
| A-12-672963-C | SFR v. JPMorgan |
| A-12-673009-C | Cierra Trust v. Chahayed |
| A-12-673389-C | Oella Ridge Trust v. Efthemeou |
| A-12-673418-C | SFR v. HSBC |
| A-12-673671-C | SFR v. US Bank |
| A-12-673803-C | Iridescent Street Trust v. Hughes |
| A-13-674458-C | SFR v. Countrywide Home Loans |
| A-13-674563-C | BANA v. El Capitan Ranch LMA |
| A-13-674595-C | Villa Palms Court 102 Trust v. Riley |

| A-13-674606-C | US Bank v. Mendez |
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| A-13-674862-C | Deutsche Bank v. Ippolito |
| A-13-674883-C | Bourne Valley Court Trust v. Wells Fargo |
| A-13-674889-C | SFR v. Wells Fargo |
| A-13-674889-C | Wells Fargo v. THR Nevada II LP |
| A-13-674913-C | Wells Fargo v. Barbeau |
| A-13-674958-C | SFR v. First Horizon Home loans |
| A-13-675044-C | WF v. Watson, MERS, LVDG |
| A-13-675075-C | Wells Fargo v. Haddad |
| A-13-675778-C | 80 Huntfield Drive Trust v. Contreras |
| A-13-675859-C | Varga v. KB Silverado HOA |
| A-13-676349-C | Nationstar v. Vik |
| A-13-676394-C | Weeping Hollow Avenue Trust v. Spencer |
| A-13-676501-C | US Bank v. Weniger |
| A-13-676718-C | 3182 Tarpon 103 Trust v. Sammarco |
| A-13-676748-C | US Bank v. SFR |
| A-13-677140-C | Wells Fargo v. Cundiff |
| A-13-677269-C | US Bank v. Locascio |
| A-13-677411-C | Lewis v. Stetson Ranch HOA |
| A-13-677452-C | Wells Fargo v. Belhassen |
| A-13-677603-C | US Bank v. Haddad |
| A-13-677793-C | JP Morgam v. Carstens |
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| A-13-677828-C | Santa Margarita St Trust v. Schulman |
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| A-13-677830-C | 322 Karen Ave un 2606 Trust v. Do |
| A-13-677837-C | Starter Ave Trust v. Garibay |
| A-13-6778919- C | Select Portfolio Servicning v. Eagle View HOA SFR |
| A-13-678094-C | SFR v. FNMA |
| A-13-678578-C | Bay Capital Corp v. MTGLQ Investors |
| A-13-678625-C | LN Management Series Garden North Drive v. Simmons |
| A-13-678626-C | LN Management Series 3225 Casey 204 v. Thomas |
| A-13-678628-C | LN Management Series Madreperla Street v. Garcia |
| A-13-678715-C | PHH Mortgage v. Starkes |
| A-13-678794-C | Lucia v. Nevada Association Services |
| A-13-678814-C | US Bank NA v. Lucia Parks |
| A-13-678858-C | US Bank v. Petrone |
| A-13-678952-C | Selective Portfolio Servicing |
| A-13-679168-C | Bradford Hill Court Trust v. BANA |
| A-13-679289-C | SFR v. BAC Home Loans Servicing |
| A-13-679329-C | SFR v. First Horizon Home loans |
| A-13-679348-C | GMAC Mortgage v. Nucci |
| A-13-679361-C | Wells Fargo v. Morgan |

| A-13-679365-C | JP Morgan v. Perez |
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| A-13-679537-C | CJES Revocable v. Nationstar |
| A-13-679714-C | SFR v. Wells Fargo |
| A-13-679814-C | LN Management Series 3152 Tarpon Dr 102 v. R Bloecker |
| A-13-679815-C | LN Management Series 6152 Corbin Ave v. Gerald J O'Donnell Revocable Family Trust |
| A-13-679818-C | LN Management Series 9050 West Warm Springs 1112 v. Artemis |
| A-13-679863-C | LN Management Series 2742 Council Crest CT v. Ternate |
| A-13-679908-C | SFR Investements Pool 1 v. Green Tree Servicing |
| A-13-679992-C | HSBC Bank v. Brent Parr |
| A-13-680191-C | Yi v. Royal Highlands Street and Landscape Maintenance |
| A-13-680321-C | HSBC Bank v. Nucci |
| A-13-680323-C | USB v. Frank, LVDG |
| A-13-680443-C | Caban v. LN Management |
| A-13-680565-C | Wells Fargo v. Mitchell |
| A-13-680573-C | Wells Fargo v. Gibson |
| A-13-680704-C | Green Tree Servicing v. Joli Cuts & Colors |
| A-13-680885-C | US Bank NA v. Hipolito Family Trust |
| A-13-681184-C | K & P Homes v. Wells Fargo |
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| A-13-681936-C | Alessi Koenig v. E & M Destiny |
| A-13-682006-C | Wilmington Trust Nation v. Sanchez |
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| A-13-682037-C | LN Management Series 1908 Villa Palms 205 v. Duran |
| A-13-682039-C | LN Management Series 5208 Big River v. Dembowski |
| A-13-682040-C | LN Management Series 6022 Villa Lante v. Garcia |
| A-13-682041-C | LN Management Series 5147 Souvenir v. Rydberg |
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| A-13-682043-C | LN Management Series 356 Desert Inn 206 v. Jacobsen |
| A-13-682044-C | LN Management Series 9003 Snowtrack v. Hirschi |
| A-13-682045-C | LN Management Series 8240 Coyado v. Day |
| A-13-682047-C | LN Management Series 3732 Russell Peterson v. Popovich |
| A-13-682048-C | LN Management Series 2595 Joseph Canyon v. Valdez |
| A-13-682050-C | LN Management Series 5062 Jeffreys 202 v. Tripi Jr |

| A-13-682052-C | LN Management Series 1575 Warm Springs 1713 v. Hill |
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| A-13-682053-C | LN Management Series 8301 Boseck 228 v. Harrington |
| A-13-682054-C | LN Management Series 1405 Vegas Valley 155 v. Armas |
| A-13-682055-C | LN Management Series 3111 Bel Air 24G v. Elliot |
| A-13-682056-C | LN Management Series 9901 Trailwood 2063 v. Morishita |
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| A-13-682208-C | LN Management Series 5248 Saranac v. Rasgaitis |
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| A-13-682355-C | LN Management Series 30 Strada Di Villaggio 354 v. FNMA |
| A-13-682356-C | LN Management Series 6016 Crystal Cascade v. Ruff |
| A-13-682357-C | LN Management Series 6555 Bucking Horse Department 14 102 v. Rice |
| A-13-682445-C | Alessi & Koenig v. Spence |
| A-13-682700-C | Wells Fargo v. Lakota Trust #8660 |
| A-13-682732-C | LN Management Series 1171 Drowsy Water v. Riddle |
| A-13-682733-C | LN Management Series 2216 Saxton Hill v. Pena |

| A-13-682734-C | LN Management Series 4428 Rockaway Beach v. Galindo |
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| A-13-682735-C | LN Management Series 776 Canary Wharf v. Kennedy |
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| A-13-682739-C | LN Management Series 7512 Jockey v. Karapondo |
| A-13-682741-C | LN Management Series 3124 Winter Sunset v. Tayag |
| A-13-682743-C | LN Management Series 555 Royal Crest 27 v. Quinn Jr |
| A-13-682746-C | LN Management Series 7258 Pine Barrens v. Pen |
| A-13-682747-C | LN Management Series 9728 Aleutian v. Obiniana |
| A-13-682748-C | LN Management Series 2273 Surrey Meadows v. Gudladana |
| A-13-682751-C | LN Management Series 3960 Tirana v. Garza |
| A-13-682752-C | LN Management Series 910 Graden Breeze v. Kelly |
| A-13-682753-C | LN Management Series 2302 Hillstone v. O'Sullivan |
| A-13-682755-C | LN Management Series 8007 Palace Monaco v. Quiambao |
| A-13-682756-C | LN Management Series 2016 Navasota v. Hernandez |
| A-13-682897-C | Bank of NY Mellon v. De Vera |
| A-13-682756-C | LN Management Series 8007 Palace Monaco v. Quiambao LN Management Series 2016 Navasota v. Hernandez |

| A-13-683009-C | Leaver v. Madiera HOA |
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| A-13-683133-C | SFR v. Green Tree Servicing |
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| A-13-683270-C | BONY v. Felix |
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| A-13-683666-C | SFR v. Wells Fargo |
| A-13-683711-C | SFR v. Wells Fargo |
| A-13-683712-C | WF v. LVDG, BANA |
| A-13-683713-C | Wells Fargo v. Garcia |
| A-13-683829-C | Tillotson v. Flamino Trails No 7 LMA |
| A-13-683950-C | Three Palms v. JP Morgan |
| A-13-684139-C | JP Morgan v. Uesugi |
| A-13-684317-C | Sovereign Bank v. Wai Kwong Keng |
| A-13-684339-C | Berberich v. Wells Fargo |
| A-13-684501-C | Alessi & Koenig v. BOA |
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| A-13-684646-C | Nationstar v. Sampayan |
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| A-13-684715-C | Gutierrez v. SFR |
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| A-13-684813-C - interpleader | NAS v. Jasmin |
| A-13-684822-C | GMAC Mortgage v. Mijarez |
| A-13-684843-C | LN Management Series 7229 Painted Shadows v. Pollock |
| A-13-685142-C | SFR v. PHH Mortgage |
| A-13-685172-C | Alessi & Koenig v. Jensen |
| A-13-685578-C | LVDG v. Hurley, Nationstar |
| A-13-685602-C | Alessi & Koenig v. Martin |
| A-13-685826-C | SFR v. First Horizon |
| A-13-685896-C | SFR v. First Horizon |
| A-13-686474-C | SFR v. Deutsche Bank |
| A-13-686489-C | SFR v. Wells Fargo |
| A-13-686512-C | Alessi & Koenig v. Lewis |
| A-13-686522-C | Lampman v. Redrock Country Club HOA |
| A-13-686683-C | SFR v. Wells Fargo |
| A-13-686790-C | Alessi & Koenig v. Beckwith |
| A-13-687080-C | HSBC Bank v. Aquino |
| A-13-687105-C | SFR v. US Bank |
| A-13-687660-C | SFR v. Wells Fargo |
| A-13-687849-C | LN Management Series 3921 Blue Gull v. First Mortgage |
| A-13-688181-C | SFR v. CitiMortgage |
| A-13-688212-C | Wells Fargo v. Vasquez |

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| A-13-688295-C | Alessi & Koenig v. Haddock |
| A-13-688347-C | Alessi & Koenig v. Hardy |
| A-13-688566-C | Nationstar v. Anderson |
| A-13-688613-C | JP Morgan v. Adam |
| A-13-688734-C | US Bank v. NV West Servicing |
| A-13-688826-C | JP Morgan v. Linder |
| A-13-689218-C | Nationstar v. Ring |
| A-13-689254-C | US Bank v. Deshazer |
| A-13-689442-C | Wells Fargo v. Harrington |
| A-13-689461-C | Marchai BT a Bank Trust v. US Bank |
| A-13-689462-C | Alessi and Koenig v. BOA |
| A-13-689628-C | SFR v. Deutsche Bank |
| A-13-690041-C | PNC Bank v. Church |
| A-13-690283-C | LN Management Series 3853 Debussy v. Govin |
| A-13-690286-C | LN Management Series 3924 Applecrest v. Mohammad |
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| 2:13-cv-00629 | 5987 Stone Hollow Avenue Trust v. JPMorgan |
| 2:13-cv-00649 | Bourne Valley Court Trust v. Wells Fargo |
| 2:13-cv-00680 | Kal-Mor-USA v. BANA |

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| 2:13-cv-00682 | Kal-Mor-USA v. US Bank |
| 2:13-cv-00777 | Daisy Trust v. Wells Fargo |
| 2:13-cv-00792 | Toigo v. Wells Fargo |
| 2:13-cv-00885 | Premier One v. BANA |
| 2:13-cv-00930 | Red LV v. Wells Fargo |
| 2:13-cv-00940 | Saticoy Bay Series 4930 Miners Ridge v. JP Morgan |
| 2:13-cv-01011 | Salvador v. National Default Servicing |
| 2:13-cv-01033 | LN Management Series 5884 Greenery View v. Weimer |
| 2:13-cv-01110 | Premier One v. JP Morgan |
| 2:13-cv-01145 | Fuleihan v. Wells Fargo |
| 2:13-cv-01153 | SFR Investments Pool 1 v. Wells Fargo |
| 2:13-cv-01199 | Saticoy Bay Series 7342 Tanglewood Park v. US Bank |
| 2:13-cv-01200 | LN Management Series 5204 Painted Sv v. Hauglv |
| 2:13-cv-01220 | 8457 Amherst Valley Trust v. Wells Fargo |
| 2:13-cv-01221 | BANA v. One Queensridge Place HOA |
| 2:13-cv-01231 | Wells Fargo v. SFR Investments Pool 1 |
| 2:13-cv-01241 | Nationstar v. Rob v. Robbie |
| 2:13-cv-01249 | JPMorgan v. Las Vegas Development Group |
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| 2:13-cv-01280 | Good v. BAC Home Loan Servicing |
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| 2:13-cv-01301 | Saticoy Bay Series 227 Big Horn v. JPMorgan |
| 2:13-cv-01307 | Zzyzx 2 v. Wells Fargo |
| 2:13-cv-01325 | Wells Fargo v. Timberlake LMA |
| 2:13-cv-01349 | Jauregui-Arbayo v. BANA |
| 2:13-cv-01375 | Wells Fargo v. SFR Investments Pool 1 |
| 2:13-cv-01418 | JP Morgan v. Underwood Partners |
| 2:13-cv-01420 | LN Management Series 5664 Divot v. Dansker |
| 2:13-cv-01470 | RLP-Ferrell Street v. Franklin American Mortgage |
| 2:13-cv-01517 | RLP-Vervain Court v. DHI Mortgage Company |
| 2:13-cv-01550 | Collegium Fund v. Wells Fargo |
| 2:13-cv-01578 | RLP-Living Desert v. Mylor Financial Group |
| 2:13-cv-01671 | Ramirez v. Wells Fargo |
| 2:13-cv-01684 | LVDG Series 125 v. Welles |
| 2:13-cv-01689 | SFR Investments Pool 1 v. Wells Fargo |
| 2:13-cv-01845 | Washington & Svhill HOA v. BANA |
| 2:13-cv-01926 | Thomas Jessup Series III v. Borys |

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| 2:13-cv-01935 | Pajarillo v. SFR Investments Pool 1 |
| 2:13-cv-02041 | JP Morgan v. MEI-GSR Holdings |
| 2:13-cv-02060 | Koronik v. Ocwen Loan Servicing |
| 2:13-cv-02066 | JPMorgan v. SFR Investments Pool 1 |
| 2:13-cv-02073 | JP Morgan v. Las Vegas Cay Club HOA |
| 2:13-cv-02110 | JPMorgan v. Las Vegas Cay Club HOA |
| 2:13-cv-02128 | Nevada Association Services v. Benzer |
| 2:13-cv-02194 | LVDG v. SRMOF, USB |
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| 2:14-cv-00168 | Platinum Realty v. Holdings v. Larsen |
| 2:14-cv-00177 | Harkey v. US Bank NA |
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| 2:14-cv-00978 | Kal-Mor-USA v. HUD |
| 2:14-cv-01048 | Cortez v. Merscorp Holdings |
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| 2:14-cv-01875 | Bayview Loan Servicing v. SFR Investments Pool 1 |
| 2:14-cv-01936 | LN Management Series 7241 Brook Crest v. Jhun |
| 2:14-cv-02046 | FHFA v. Aliante CA |
| 2:14-cv-02080 | JP Morgan v. SFR Investments Pool 1 |
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| 2:14-cv-02198 | Universal American Mortgage v. Mvolin HOA |
| 2:15-cv-00025 | H&N Properties v. Quality Loan Service |
| 2:15-cv-00028 | Ditech v. LVDG, Mesa |
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| 2:15-cv-00117 | US Bank v. SFR Investments Pool 1 |
| 2:15-cv-00125 | Augusta Investment Management v. Grunstad |

| 2:15-cv-00133 | Nationstar v. SFR Investments Pool 1 |
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| 2:15-cv-00196 | Nationstar v. Club Aliante HOA |
| 2:15-cv-00218 | Nationstar v. SFR Investments Pool 1 |
| 2:15-cv-00267 | Nationstar v. SFR Investments Pool 1 |
| 2:15-cv-00293 | Tyrone & In-Ching v. JP Morgan |
| 2:15-cv-00302 | USB v. Ascente HOA, LVDG |
| 2:15-cv-00346 | Garcia v. Nationstar |
| 2:15-cv-00366 | BONY v. Astoria Trails HA |
| 2:15-cv-00409 | Summit Canyon Resources v. Locanas |
| 2:15-cv-00413 | Thunder Properties v. Kathleen J Treadway |
| 2:15-cv-00476 | Green Tree Servicing v. Elkhorn CA |
| 2:15-cv-00492 | Hinds v. BANA |
| 2:15-cv-00501 | Beck v. Nationstar |
| 2:15-cv-00524 | BANA v. SFR Investments Pool 1 |
| 2:15-cv-00550 | H&N Investments v. MTC Financial |
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| 2:15-cv-00577 | Wells Fargo v. SFR Investments Pool 1 |

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| 2:15-cv-00588 | Nevada Sv Castle v. Green Tree Servicing |
| 2:15-cv-00630 | Green Tree Servicing v. Spring Mountain Ranch HOA |
| 2:15-cv-00654 | Wells Fargo v. MEI-GSR Holdings |
| 2:15-cv-00684 | BANA v. Hawthorn Woods Avenue Trust |
| 2:15-cv-00691 | BANA v. SFR Investments Pool 1 |
| 2:15-cv-00692 | BANA v. SFR Investments Pool 1 |
| 2:15-cv-00693 | BANA v. SFR Investments Pool 1 |
| 2:15-cv-00695 | BANA v. Saticoy Bay |
| 2:15-cv-00699 | JPMorgan v. Cornerstone HOA |
| 2:15-cv-00748 | Wells Fargo v. SFR Investments Pool 1 |
| 2:15-cv-00750 | HSBC v. LVDG, Bella Vista |
| 2:15-cv-00753 | Wells Fargo v. SFR Investments Pool 1 |
| 2:15-cv-00796 | Wells Fargo v. SFR Investments Pool 1 |
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| 2:15-cv-00806 | SFR Investments Pool 1 v. FHLC |

| 2:15-CV-00813 | Wells Fargo v. SFR Investments Pool 1 |
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| 2:15-cv-00823 | Nationstar v. Elkhorn CA |
| 2:15-cv-00825 | Fitzwater v. BANA |
| 2:15-cv-00830 | Prestige Rentals v. Russell |
| 2:15-cv-00860 | BANA v. Premier One |
| 2:15-cv-00879 | BOFA Holdings v. Wells Fargo |
| 2:15-cv-00907 | G & P Investment Enterprises v. Wells Fargo |
| 2:15-cv-00909 | Nationstar v. Berezovky |
| 2:15-cv-00917 | LVDG v. 2014, BANA, THR |
| 2:15-cv-00964 | Tarr v. Select Portfolio Servicing |
| 2:15-cv-00966 | Homeowner Association Services v. Kenneth A Stebbing |
| 2:15-cv-01021 | BANA v. SFR Investments Pool 1 |
| 2:15-cv-01024 | BANA v. Woodcrest HOA |
| 2:15-cv-01042 | BANA v. SFR Investments Pool 1 |
| 2:15-cv-01078 | Plaintiff: The Bank of New York Mellon |
| 2:15-cv-01097 | BANA v. Alturas at Mountain's Edge HOA |
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| 2:15-cv-01127 | Las Vegas Development Group v. Yfantis |
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| 2:15-cv-01149 | Christiana Trust v. SFR Investments Pool 1 |
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| 2:15-cv-01174 | Nationstar v. Sierra Gardens Home Owners Association |
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| 2:15-cv-01199 | Morales v. BANA |
| 2:15-cv-01204 | Wells Fargo v. Tides I HOA |
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| 2:15-cv-01217 | Nationstar v. The Springs at Spanish Trail Association |
| 2:15-cv-01232 | Nationstar v. Hometown West II HOA |
| 2:15-cv-01259 | HSBC Bank National Association v. Stratford HOA |
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| 2:15-cv-01268 | Nationstar v. Flamingo Trails No 7 LMA |
| 2:15-cv-01269 | Wallace v. Wells Fargo |
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| 2:15-cv-01282 | Nationstar v. Foothills at Southern Highly HOA , LVDG |
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| 2:15-cv-01293 | Nationstar v. Granite Crest HOA |
| 2:15-cv-01302 | BOFA Holdings v. BANA |
| 2:15-cv-01308 | Nationstar v. Aurora Canyon HOA |
| 2:15-cv-01309 | Nationstar v. Starfire Estates III HOA |
| 2:15-cv-01310 | Nationstar v. Sundance HOA |
| 2:15-cv-01315 | Nationstar v. Mar-A-Lago HOA |
| 2:15-cv-01320 | Nationstar v. Shadow Hills Master Association |
| 2:15-cv-01324 | Capital One v. SFR Investments Pool 1 |
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| 2:15-cv-01352 | TBES Investments v. Ruben Reyes |
| 2:15-cv-01373 | Deutsche v. Seven Hills Master CA |
| 2:15-cv-01375 | Nationstar v. Highly Ranch HOA |
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| 2:15-cv-01398 | Wong v. Countrywide |
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| 2:15-cv-01423 | USB v. Antelope Canyon HOA |
| 2:15-cv-01433 | Nationstar v. Amber Hills II HOA |
| 2:15-cv-01436 | Capital 1 v. LVDG, Hidden Canyon HOA |
| 2:15-cv-01471 | Carranza v. US Bank |
| 2:15CV-01472 | Nationstar Mortgage LLC v. The Bluffs Village II CA |
| 2:15-cv-01472 | Nationstar v. The Bluffs Village II CA |
| 2:15-cv-01484 | US Bank v. Southern Highly CA |
| 2:15-cv-01507 | Nationstar v. Saticoy Bay Series 5501 Wells Cathedral |
| 2:15-cv-01527 | Plaintff: US Bank NA |
| 2:15-cv-01559 | Peterson v. BANA |
| 2:15-cv-01597 | Nationstar v. Sahara Sunrise HOA |
| 2:15-cv-01636 | Nationstar v. LVDG |
| 2:15-cv-01643 | BANA v. Seven Hills Master Community Association |
| 2:15-cv-01664 | Deutsche v. SFR Investments Pool 1 |
| 2:15-cv-01665 | Nationstar a Delaware Company v. Thompson |
| 2:15-cv-01677 | US Bank v. SFR Investments Pool 1 |

| 2:15-cv-01683 | Nationstar v. Maplewood Springs HOA |
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| 2:15-cv-01701 | JPM v. LVDG |
| 2:15-cv-01702 | Nationstar v. SFR Investments Pool 1 |
| 2:15-cv-01705 | Nationstar v. Augusta Belford v. Ellingwood HOA |
| 2:15-cv-01731 | BANA v. Premier One |
| 2:15-cv-01744 | Nationstar v. Equity Trust Company Custodian FBO Z130255 |
| 2:15-cv-01764 | Burd v. Countrywide Home Loans |
| 2:15-cv-01768 | BANA v. SFR Investments Pool 1 |
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| 2:15-cv-01833 | Pilger v. BANA |
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| 2:15-cv-01867 | Middleton v. BANA |
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| 2:15-cv-01999 | Billman Property v. BANA |
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| 2:15-cv-02026 | BONY v. SFR Investments Pool 1 |
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| 2:15-cv-02151 | Nationstar v. Independence II HOA |
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| 2:15-cv-02501 | Wells Fargo v. Eagle Rock Asset Management |
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| 2:16-cv-00124 | BANA v. Saticoy Bay Series 164 Golden Crown |
| 2:16-cv-00127 | Ditech v. SFR Investments Pool 1 |
| 2:16-cv-00128 | Plaintiff: Ditech Financial |
| 2:16-cv-00178 | JP Morgan v. Wildcreek Garden CA |
| 2:16-cv-00192 | Shepard v. BANA |
| 2:16-cv-00199 | Williams v. BANA |
| 2:16-cv-00223 | Wells Fargo v. Las Vegas Development Group |

| 2:16-cv-00237 | Wells Fargo v. Williston Investment Group |
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| 2:16-cv-00245 | Deutsche Bank v. SFR Investments Pool 1 |
| 2:16-cv-00249 | BANA v. Wildcreek HOA |
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| 2:16-cv-00255 | BANA v. Tapestry at Town Center HOA |
| 2:16-cv-00262 | BANA v. Maravilla at Mountain's Edge HOA |
| 2:16-cv-00263 | BANA v. Northern Terrace HOA |
| 2:16-cv-00268 | Nationstar v. Shenvoah Owners Association |
| 2:16-cv-00274 | BANA v. Via Valencia/Via Ventura HOA |
| 2:16-cv-00275 | BANA v. Valley View Meadows HOA |
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| 2:16-cv-00285 | Fitzwater v. BANA |
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| 2:16-cv-00300 | BANA v. Gleneagles HOA |
| 2:16-cv-00309 | BANA v. Woodcrest HOA |
| 2:16-cv-00310 | BANA v. Cottonwood at Sunrise Mountain HOA |

| 2:16-cv-00314 | BANA v. Mountain Gate HOA |
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| 2:16-cv-00316 | BANA v. Southern Highly CA |
| 2:16-cv-00320 | BANA v. Souvenir HOA |
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| 2:16-cv-00334 | Selene v. SFR Investments Pool 1 |
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| 2:16-cv-00337 | BANA v. Romewright Properties |
| 2:16-cv-00338 | BANA v. Park Avenue HOA |
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| 2:16-cv-00349 | BANA v. Somerset Park HOA |
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| 2:16-cv-00351 | BANA v. Willows HOA |
| 2:16-cv-00374 | Citibank v. SFR Investments Pool 1 |
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| 2:16-cv-00378 | BANA v. Eldorado Fourth HOA |
| 2:16-cv-00380 | BANA v. Treasures LMA |
| 2:16-cv-00381 | BANA v. Sunrise Ridge Master HOA |

| 2:16-cv-00383 | BONY v. Imagination North LMA |
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| 2:16-cv-00386 | BANA v. Log Cabin Ponderosa HOA |
| 2:16-cv-00390 | Plaintff: Bank of New York Mellon |
| 2:16-cv-00392 | BANA v. Lake Mead Court HOA |
| 2:16-cv-00393 | BANA v. Auburn v. Bradford at Providence HOA |
| 2:16-cv-00394 | BANA v. Ladera HOA |
| 2:16-cv-00399 | BANA v. Mountain Gate HOA |
| 2:16-cv-00402 | BANA v. Foothills at Southern Highlands HOA |
| 2:16-cv-00404 | BANA v. Southern Highly CA |
| 2:16-cv-00405 | BANA v. Diamond Point HOA |
| 2:16-cv-00407 | BANA v. Ann Losee HOA |
| 2:16-cv-00408 | BANA v. Sunrise Ridge |
| 2:16-cv-00409 | BANA v. Hartridge HOA |
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| 2:16-cv-00438 | BANA v. Inspirada CA |
| 2:16-cv-00440 | BANA v. Artesia Owners Association |
| 2:16-cv-00444 | BANA v. Madeira Canyon HOA |

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| 2:16-cv-00448 | BANA v. Desert Pine Villas HOA |
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| 2:16-cv-00475 | BANA v. Remington Place HOA |
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| 2:16-cv-00478 | BONY v. LVDG, Royal Highland Landscape |
| 2:16-cv-00480 | Nationstar v. The Fountains Property OA |
| 2:16-cv-00487 | BANA v. SBH 4 HOA |
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| 2:16-cv-00497 | Nationstar v. Fiesta Del Norte HOA |
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| 2:16-cv-00498 | BANA v. Mesa Verde HOA |
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| 2:16-cv-00520 | BANA v. Forest Hills HOA |
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| 2:16-cv-00536 | Deutsche Bank v. SFR Investments Pool 1 |
| 2:16-cv-00540 | BANA v. Mountain Gate HOA |
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| 2:16-cv-00565 | Nationstar v. Mar-A-Lago HOA |
| 2:16-cv-00571 | Nationstar v. Sommerset HOA |
| 2:16-cv-00572 | BANA v. Boulder Creek HOA |
| 2:16-cv-00579 | BANA v. The Willows HOA |
| 2:16-cv-00582 | BANA v. Lamplight Village at Centennial Springs HOA |
| 2:16-cv-00584 | Deutsche Bank v. Ventana Canyon HOA, Premier One |

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| 2:16-cv-00597 | BANA v. The Willows HOA |
| 2:16-cv-00604 | BANA v. Cortez Heights HOA |
| 2:16-cv-00605 | BANA v. Inspirada CA |
| 2:16-cv-00606 | BANA v. Cactus Creek at Mountain's Edge HOA |
| 2:16-cv-00607 | BONY v. SFR Investments Pool 1 |
| 2:16-cv-00609 | BANA v. Desert Linn HOA |
| 2:16-cv-00611 | BANA v. Tiara Summit HOA |
| 2:16-cv-00612 | BANA v. Giavanna HOA |
| 2:16-cv-00614 | BANA v. Palm Hills HOA |
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| 2:16-cv-00654 | BONY v. SFR Investments Pool 1 |
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| 2:16-cv-00659 | BANA v. Redrock Park HOA |
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| 2:16-cv-00673 | BANA v. Inspirada CA |
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| 2:16-cv-00697 | BANA v. Talasera v. Vicanto HOA |
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| 2:16-cv-00798 | BANA v. Tripoly at Stephanie HOA |
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| 2:16-cv-00876 | Nationstar v. Sunrise Ridge |
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