

DOC# 231588

06/21/2016

04:32PM

Official Record

Requested By
HOLLEY DRIGGS WALCH FINE WRAY PUZ

Eureka County - NV

Sara Simmons - Recorder

Page: 1 of 4

Fee: \$42.00

Recorded By LH

RPTT: \$0.00

Book- 0592 Page- 0180

APN# N/A

Recording Requested by and Return To:

Marilyn Fine, Esq.

Name Holley Driggs Walch Fine Wray Puzey & Thompson

Address 400 S. 4th St., 3rd Fl.

City/State/Zip Las Vegas, NV 89101



0231588

Release of Lien on Real Property

(Title of Document)

This cover page must be type or printed.

Recorded Requested By:

DEUTSCHE BANK NATIONAL TRUST COMPANY
c/o Marilyn Fine, Esq.
Holley Driggs Walch Fine Wray Puzey & Thompson
400 South Fourth Street, 3rd Floor
Las Vegas, Nevada 89101

RELEASE of LIEN on REAL PROPERTY

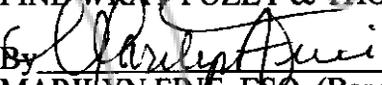
WHEREAS, the undersigned, legal counsel for DEUTSCHE BANK NATIONAL TRUST COMPANY, obtained the attached Order Re: Motion for Attorneys' Fees and Costs, awarding fees and costs in the amount of \$15,324.92 against and Appellant, JACQUIE CHANDLER and her counsel, TORY M. PANKOPF (the "Award") from the United States Bankruptcy Appellate Panel of the Ninth Circuit Court on or about May 13, 2014; and recorded the Award in the Official Records of Eureka County, Nevada, as Book No. 576, Page No. 0207, as Document No. 0228969, resulting in a lien against the real property of JACQUIE CHANDLER and her counsel, TORY M. PANKOPF (the "Lien"); and

WHEREAS, said Award has been paid and satisfied in full; and

NOW, THEREFORE, the undersigned Hereby Releases and Discharges the Lien.

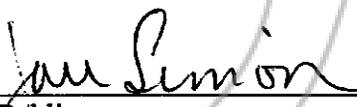
DATED this 16th day of June 2016.

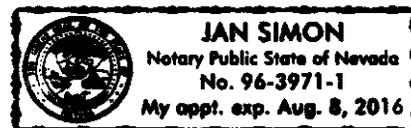
HOLLEY DRIGGS WALCH
FINE WRAY PUZEY & THOMPSON

By 
MARILYN FINE, ESQ. (Bar # 5949)
400 South Fourth Street, 3rd Floor
Las Vegas, Nevada 89101
Attorneys for Deutsche Bank National
Trust Company

STATE OF NEVADA
COUNTY OF CLARK

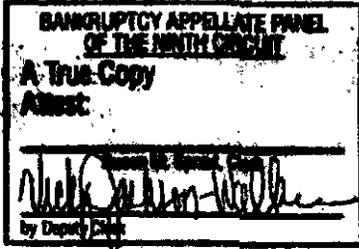
This instrument was acknowledged before me on this 16th day of June 2016 by Marilyn Fine.


Notary Public
Notary Name Printed: Jan Simon
My commission expires: 8-8-16



 231588

Book: 592 06/21/2016
Page: 181 2 of 4



FILED

MAY 13 2014

SUSAN M. SPRAUL, CLERK
U.S. BKCY. APP. PANEL
OF THE NINTH CIRCUIT

**UNITED STATES BANKRUPTCY APPELLATE PANEL
OF THE NINTH CIRCUIT**

In re:)	BAP No.	NV-14-1014
JACQUIE CHANDLER,)	Bk. No.	3:13-bk-51396-BTB
Debtor.)		
<hr/>			
JACQUIE CHANDLER,)		
Appellant,)		
v.)	ORDER RE MOTION FOR	ATTORNEYS' FEES AND COSTS
DEUTSCHE BANK NATIONAL TRUST)		
COMPANY,)		
Appellee.)		
<hr/>			

Before: KIRSCHER, JURY and TAYLOR, Bankruptcy Judges.

The Panel received and considered appellee's motion for attorneys' fees and costs under Fed. R. Bankr. P. 8020 and appellant's opposition thereto.

We find this appeal frivolous. The merits of the foreclosure action were not at issue in this appeal, merely whether appellee had demonstrated the de minimis showing required to establish standing to obtain relief from the automatic stay. A writ of possession establishes such standing, even if the underlying foreclosure remains in dispute on appeal in another forum. The fact that there was a final disposition on the



231588

Book: 592 06/21/2016
Page: 182 3 of 4

validity of the foreclosure in another court, albeit on appeal, is the linchpin of a finding of frivolity here.

Appellee's motion is GRANTED. Appellee is hereby awarded \$14,815.00 in reasonable attorney's fees and single costs of \$509.92 for a total of \$15,324.92, jointly and severally against appellant and her counsel, Tory M. Pankopf.

