

IN THE SUPREME COURT OF THE STATE OF NEVADA

JONICA L. BRUNSON,  
Appellant,  
vs.  
AURORA LOAN SERVICES, LLC, A  
DELAWARE LIMITED LIABILITY  
COMPANY; AND QUALITY LOAN  
SERVICE CORPORATION, A FOREIGN  
ENTITY,  
Respondents.

No. 56899

**FILED**

NOV 15 2011

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

ORDER VACATING JUDGMENT AND REMANDING

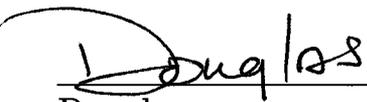
This is an appeal from a district court order dismissing a petition for judicial review in a foreclosure mediation action. Second Judicial District Court, Washoe County; Patrick Flanagan, Judge.

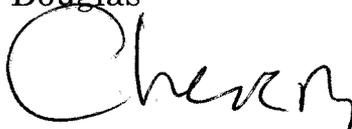
Appellant Jonica Brunson filed a petition for judicial review in district court following a mediation conducted under Nevada's Foreclosure Mediation Program (the Program). Upon learning that respondent Aurora Loan Services, LLC, had rescinded the notice of default upon which the mediation was based, Brunson moved the district court to dismiss her petition. The district court granted Brunson's request, but in doing so, it ordered the parties to attend a second meditation. Brunson then appealed, contending that this was improper.

Because Brunson did not request a second mediation, the district court lacked jurisdiction to order her back to mediation as part of its dismissal order. See Foreclosure Mediation Rule 21(1) (limiting the district court's authority when considering a petition for judicial review under the Program to three categories: "determining bad faith, enforcing agreements . . . , and determining appropriate sanctions"). We therefore

ORDER the judgment of the district court VACATED AND  
REMAND this matter to the district court for proceedings consistent with  
this order.

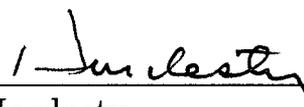
  
\_\_\_\_\_, C.J.  
Saitta

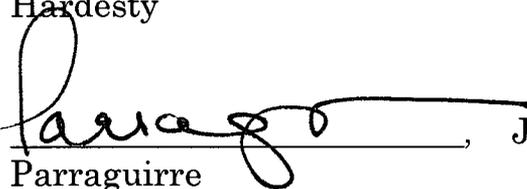
  
\_\_\_\_\_, J.  
Douglas

  
\_\_\_\_\_, J.  
Cherry

  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Pickering

  
\_\_\_\_\_, J.  
Hardesty

  
\_\_\_\_\_, J.  
Parraguirre

cc: Hon. Patrick Flanagan, District Judge  
Margaret M. Crowley, Settlement Judge  
Terry J. Thomas  
McCarthy & Holthus, LLP/Las Vegas  
Washoe District Court Clerk