

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

SUMMIT CANYON RESOURCES, LLC,  
Appellant,  
vs.  
US BANK NATIONAL ASSOCIATION,  
AS TRUSTEE, FOR MASTR  
ADJUSTABLE RATE MORTGAGES  
TRUST 2006-OA2,  
Respondent.

No. 70282

FILED

MAR 22 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

*ORDER OF REVERSAL AND REMAND*

Summit Canyon Resources, LLC, appeals from a district court order dismissing a real property action. Eighth Judicial District Court, Clark County; Kenneth C. Cory, Judge.

This cases arises from a declaratory judgment and quiet title action following a homeowners' association foreclosure pursuant to NRS 116.3116 et seq. Below the district court dismissed Summit Canyon's case on the ground that NRS 116.3116 et seq. was unconstitutional. On appeal, the parties agree that *Saticoy Bay LLC Series 350 Durango 104 v. Wells Fargo Home Mortg.*, 133 Nev. \_\_\_, 388 P.3d 970 (2017), mandates the reversal of this decision. Under these circumstances, we

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

Silver, C.J.  
Silver

Tao, J.  
Tao

Gibbons, J.  
Gibbons

cc: Hon. Kenneth C. Cory, District Judge  
Nathaniel J. Reed, Settlement Judge  
Aldrich Law Firm, Ltd.  
Wright, Finlay & Zak, LLP/Las Vegas  
McCarthy & Holthus, LLP/Las Vegas  
Eighth District Court Clerk