

1 Jacob L. Houmand, Esq. (NV Bar No. 12781)
2 Email: jhoumand@nelsonhoumand.com

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3 NELSON & HOUMAND, P.C.
3900 Paradise Road; Suite U
4 Las Vegas, Nevada 89169-0903
Telephone: 702/720-3370
Facsimile: 702/720-3371

5 *[Proposed] Counsel for Victoria L. Nelson, Chapter 7 Trustee*

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8 **UNITED STATES BANKRUPTCY COURT**
9 **DISTRICT OF NEVADA**

10 In re:
11 AMERI-DREAM REALTY, LLC,
12 Debtor.

Case No. BK-S-15-10110-LED
Chapter 7

**EX PARTE APPLICATION FOR ORDER
SHORTENING TIME ON APPLICATION
FOR ORDER AUTHORIZING
EMPLOYMENT OF THE GARDEN CITY
GROUP, LLC AS CLAIMS AND
NOTICING AGENT**

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15 Date of Hearing: *OST Pending*
16 Time of Hearing: *OST Pending*
17 Place: Courtroom No. 3, Third Floor
Foley Federal Building
300 Las Vegas Blvd., S.
18 Las Vegas, NV 89101

19 Judge: Honorable Laurel E. Davis

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21 Victoria L. Nelson, the appointed Chapter 7 Trustee in the above-captioned bankruptcy
22 case (the "Trustee"), by and through her proposed counsel of record Jacob L. Houmand, Esq. of
23 the law firm of Nelson & Houmand, P.C., hereby files this Ex Parte Application for Order
24 Shortening Time on Application for Order Authorizing Employment of the Garden City Group,
25 LLC As Claims and Noticing Agent (the "Application").¹

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27 ¹ Unless otherwise indicated, all chapter and section references are to the Bankruptcy Code, 11
28 U.S.C. §§ 101-1532, and to the Federal Rules of Bankruptcy Procedure, Rules 1001-9037. The
Federal Rules of Civil Procedure will be referred to as "FRCP" and the Federal Rules of

NELSON & HOUMAND, P.C.
3900 Paradise Road, Suite U
Las Vegas, Nevada 89169
Telephone: (702) 720-3370
Facsimile: (702) 720-3371

1 This Application is made and based upon FRBP 9006 and Local Rule 9006, the following
2 memorandum of points and authorities, the Affidavit of Jacob L. Houmand, Esq. In Support of the
3 Ex Parte Application for Order Shortening Time on Application for Order Authorizing
4 Employment of the Garden City Group, LLC As Claims and Noticing Agent (the “Houmand
5 Affidavit”), the Declaration of Angela Ferrante In Support of Application for Order Authorizing
6 Employment of the Garden City Group, LLC As Claims and Noticing Agent (the “Ferrante
7 Declaration”) [ECF No. 89], and the Attorney Information Sheet, all of which are filed separately
8 and concurrently with the Application pursuant to Local Rule 9014(c)(2).

9 WHEREFORE, the Trustee respectfully requests that this Honorable Court grant this
10 Application and issue an order shortening time to hear the Application for Order Authorizing
11 Employment of the Garden City Group, LLC As Claims and Noticing Agent (the “Application to
12 Employ”) [ECF No. 88] and for such other relief as is just and proper.²

13 Dated this 20th day of February, 2015.

14 **NELSON & HOUMAND, P.C.**

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16 /s/ Jacob L. Houmand
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19 Las Vegas, Nevada 89169-0903
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26 Bankruptcy Procedure will be referred to as “FRBP.” The Local Rules of Practice for the United
States Bankruptcy Court for the District of Nevada shall be referred to as the “Local Rules”.

27 ² The Trustee also requests that the Court take judicial notice of all pleadings filed in the above-
28 referenced bankruptcy case pursuant Rule of Evidence 201, incorporated by reference by Federal
Rule of Bankruptcy Procedure 9017.

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MEMORANDUM OF POINTS AND AUTHORITIES

I. INTRODUCTION

Ameri-Dream Realty, LLC (the “Debtor”) was a real estate brokerage firm that represented clients in the purchase and sale of real property throughout Las Vegas, Nevada. The Debtor also had a property management division that managed several thousand real properties located throughout the valley in Las Vegas, Nevada. The parties in interest in the above-captioned bankruptcy case currently total approximately Two Thousand Eight Hundred (2,800) parties including unsecured creditors, realtors who were once employed by the Debtor³, and homeowners.

On February 9, 2015, the Trustee filed the Application to Employ seeking to employ Garden City Group, LLC (“Garden City”) as claims and noticing agent for the bankruptcy estate. The hearing date on the Application is currently scheduled for March 31, 2015, at 2:30 p.m. In order to facilitate the collection and administration of the proofs of claims that have been filed with the bankruptcy court, the Trustee seeks to have the Application to Employ heard on shortened time.

II. LEGAL ARGUMENT

Section 105 allows this Court to issue such orders as are necessary to carry out the provisions of this title. FRBP 9006(c)(1) generally permits a Bankruptcy Court, for cause shown and in its discretion, to reduce the period during which any notice is given in accordance with the Bankruptcy Rules. FRBP 9006(c)(1) provides as follows:

Except as provided in paragraph (2) of this subdivision, when an act is required or allowed to be done at or within a specified time by these rules or by a notice given thereunder or by order of court, the court for cause shown may in its discretion with or without Application or notice order the period reduced.

FED. R. BANKR. P. 9006(c)(1).

³ Upon information and belief, the realtors who are no longer employed by the Debtor have sought and obtained employment with other brokers throughout the Las Vegas valley and are administering property management services for many of the home owners who were once serviced by the Debtor.

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1 Local Rule 9006 provides further authority for shortening the time for a hearing. Under
2 Local Rule 9006(b), every Application for an order shortening time must be accompanied by an
3 affidavit stating the reasons for a shortened deadline.

4 Here, the Trustee seeks an order allowing the Application to Employ to be heard on
5 shortened time in order to allow Garden City to coordinate with the Bankruptcy Court to collect
6 the proofs of claims that have been filed in the Debtor’s bankruptcy case since January 9, 2015.
7 Permitting the Application to Employ to be heard on shortened time will also allow Garden City
8 to send an amended proof of claim form to creditors and parties-in-interest. Finally, Trustee is
9 also informed that the Court believes that allowing the Application to Employ to be heard on
10 shortened time will assist with the administration of the Debtor’s bankruptcy case. For these
11 reasons, the Court should issue an order shortening time on the Application to Employ.

12 **III. CONCLUSION**

13 For the foregoing reasons, the Trustee respectfully requests that this Court issue an order
14 shortening time to hear the Application to Employ and for such other relief as is just and proper.

15 Dated this 20th day of February, 2015.

16 **NELSON & HOUMAND, P.C.**

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