

Vernon A. Nelson, Jr., Esq.
Nevada Bar No. 6434
Email: Vernon.Nelson@wilsonelser.com
WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP
300 South 4th Street, 11th Floor
Las Vegas, NV 89101-6014
Telephone: (702) 727-1400
Facsimile: (702) 727-1401

Attorneys for Defendants
XL AMERICA, INC., XL INSURANCE AMERICA, INC.,
XL SELECT PROFESSIONAL, PEARL INSURANCE GROUP, LLC,
GREENWICH INSURANCE GROUP

UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF NEVADA

In re:

AMERI-DREAM REALTY, LLC

Debtor.

Case No.: 15-10110-led

Chapter 7

Adversary Proceeding No. 15-01183-led

VICTORIA NELSON, In Her Capacity As The
Chapter 7 Trustee Of AMERI-DREAM
REALTY, LLC,

Plaintiff,

v.

XL AMERICA, INC.; XL INSURANCE
AMERICA, INC.; XL SELECT
PROFESSIONAL; PEARL INSURANCE
GROUP, LLC; GREENWICH INSURANCE
COMPANY; and DOES I through X; and ROE
CORPORATE DEFENDANTS XI through XX,

Defendants.

**DESIGNATION OF THE RECORD TO
DEFENDANTS' MOTION TO WITHDRAW
THE REFERENCE OF THIS ADVERSARY
PROCEEDING PURSUANT TO 28 U.S.C. §
157(d) AND FEDERAL RULE OF
BANKRUPTCY PROCEDURE 5011, JURY
DEMAND, AND SUPPORTING
MEMORANDUM OF LAW**

***[RELIEF SOUGHT FROM A UNITED
STATES DISTRICT JUDGE]***

Pursuant to Local Rule 5011, Defendants XL AMERICA, INC., XL INSURANCE AMERICA, INC., XL SELECT PROFESSIONAL, PEARL INSURANCE GROUP, LLC, and GREENWICH INSURANCE COMPANY (collectively "Insurers" or "Defendants") by and through their undersigned counsel, WILSON ELSER MOSKOWITZ EDELMAN & DICKER, hereby submits its Designation of the Record for its Motion to Withdraw the Reference of this Adversary Proceeding Pursuant to 28 U.S.C. § 157(d) And Federal Rule Of Bankruptcy Procedure 5011, Jury

1 Demand, And Supporting Memorandum Of Law.

2 **DESIGNATION OF THE RECORD**

- 3 1. Adversary Complaint (Dkt. No. 1).
- 4 2. Plaintiff's Motion for Summary Judgment (Dkt No. 16).
- 5 3. Plaintiff's Statement of Undisputed Facts (Dkt. No. 17).
- 6 4. Notice of Hearing on Plaintiff's Motion for Summary Judgment (Dkt. No. 18).
- 7 5. Defendants' Motion to Withdraw the Reference of this Adversary Proceeding
8 Pursuant to 28 U.S.C. § 157(d) And Federal Rule Of Bankruptcy Procedure 5011, Jury Demand,
9 And Supporting Memorandum Of Law (Dkt. No. 20).
- 10 6. Ex Parte Motion for Order Shortening Time (Dkt. No. 22).
- 11 7. Greenwich Insurance Company's Motion to Dismiss Case Pursuant to Fed. R. Civ.
12 Pro. 12(B)(6) (Dkt. No. 24).
- 13 8. XL America, Inc., XL Insurance America, Inc., XL Select Professional, Pearl
14 Insurance Group, LLC's Motion to Dismiss Case Pursuant to Fed. R. Civ. Pro. 12(B)(6) (Dkt. No.
15 25).
- 16 9. Jury Demand (Dkt. No. 26).
- 17 10. Notice of Hearing on XL America, Inc., XL Insurance America, Inc., XL Select
18 Professional, Pearl Insurance Group, LLC's Motion to Dismiss Case Pursuant to Fed. R. Civ. Pro.
19 12(B)(6) (Dkt. No. 27).
- 20 11. Notice of Hearing on Greenwich Insurance Company's Motion to Dismiss Case
21 Pursuant to Fed. R. Civ. Pro. 12(B)(6) (Dkt No. 28).
- 22 12. Order Granting Motion for Order Shortening Time (Dkt. No. 30).
- 23 13. Errata to Defendants' Motion to Withdraw the Reference of this Adversary
24 Proceeding Pursuant to 28 U.S.C. § 157(d) And Federal Rule Of Bankruptcy Procedure 5011, Jury
25 Demand, And Supporting Memorandum Of Law (Dkt. No. 32).

26 Defendants' respectfully request that the Court consider this Designation and that the Clerk
27 transmit the appropriate documents to the United States District Court of the District of Nevada for
28 the entry of an order granting its Motion to Withdraw the Reference and such other and further relief

1 as may be just and proper.

2 DATED this 28th day of December, 2015.

3 WILSON ELSER MOSKOWITZ EDELMAN &
4 DICKER LLP

5 /s/ Vernon A. Nelson, Jr.
6 Vernon A. Nelson, Jr., Esq.
7 Nevada Bar No. 6434
8 300 South 4th Street, 11th Floor
9 Las Vegas, Nevada 89101
10 Telephone: (702) 727-1400

11 Attorneys for Defendants
12 XL AMERICA, INC., XL INSURANCE
13 AMERICA, INC.,
14 XL SELECT PROFESSIONAL, PEARL
15 INSURANCE GROUP, LLC,
16 GREENWICH INSURANCE GROUP
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CERTIFICATE OF SERVICE

Pursuant to FRCP 5(b), I certify that I am an employee of WILSON ELSER MOSKOWITZ EDELMAN & DICKER LLP, and that on this 28th day of December, 2015, I served a true and correct copy of the foregoing **DESIGNATION OF THE RECORD TO DEFENDANTS' MOTION TO WITHDRAW THE REFERENCE OF THIS ADVERSARY PROCEEDING PURSUANT TO 28 U.S.C. § 157(d) AND FEDERAL RULE OF BANKRUPTCY PROCEDURE 5011, JURY DEMAND, AND SUPPORTING MEMORANDUM OF LAW** as follows:

- by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada;
- via electronic means by operation of the Court's electronic filing system, upon each party in this case who is registered as an electronic case filing user with the Clerk;

Samuel A. Schwartz, Esq.
Schwartz Flansburg PLLC
Email: sam@nvfirm.com
Attorney for Chapter 7 Trustee, Victoria L. Nelson
- via hand-delivery to the addressees listed below;
- via facsimile;
- by transmitting via email the document listed above to the email address set forth below on this date:

BY: /s/ Lani Maile
An Employee of
WILSON ELSER MOSKOWITZ EDELMAN & DICKER LLP