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Order re Motion for Attorneys' Fees and Costs
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I, the undersigned, hereby affirm that the attached document, including any exhibits, hereby submitted for recording does not contain personal information of any person or persons. (NRS 239B.030)

I, the undersigned, hereby affirm that the attached document, including any exhibits, hereby submitted for recording does contain personal information of a person or persons as required by law. State specific law: _____

Marilyn Fine
Signature

Marilyn Fine, Attorney
Print Name & Title

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Meier Fine & Wray, LLC

2300 W Sahara Ave Ste 1150

Las Vegas, NV 89102



0146802

BANKRUPTCY APPELLATE PANEL
OF THE NINTH CIRCUIT
A True Copy
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MAY 13 2014

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

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

In re:)
)
JACQUIE CHANDLER,)
)
Debtor.)
_____)
)
JACQUIE CHANDLER,)
)
Appellant,)
v.)
)
DEUTSCHE BANK NATIONAL TRUST)
COMPANY,)
)
Appellee.)
_____)

BAP No. NV-14-1014
Bk. No. 3:13-bk-51396-BTB

**ORDER RE MOTION FOR
ATTORNEYS' FEES AND COSTS**

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



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.

