

**DEUTSCHE BANK NATIONAL TRUST CO. V. WILMOT**

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**DEUTSCHE BANK NATIONAL TRUST  
COMPANY, as Trustee of NOVASTAR  
MORTGAGE FUNDING TRUST,  
SERIES 2006-5 NOVASTAR HOME  
EQUITY LOAN ASSET-BACKED  
CERTIFICATES, SERIES 2006-5,**  
Plaintiff-Appellant,  
**v.**  
**KEITH D. WILMOT, THERESA V.  
WILMOT, and FIRST AMERICAN  
TITLE INSURANCE COMPANY,**  
Defendants-Appellees.

No. 32,316

COURT OF APPEALS OF NEW MEXICO

February 14, 2013

APPEAL FROM THE DISTRICT COURT OF BERNALILLO COUNTY, Alan M. Malott,  
District Judge

**COUNSEL**

Castle Stawiarski LLC, Elizabeth Dranttel, Peggy A. Whitmore, Albuquerque, NM, for  
Appellant

Keith D. Wilmot, Albuquerque, NM, Pro Se Appellee

Theresa V. Wilmot, Albuquerque, NM, Pro Se Appellee

**JUDGES**

JONATHAN B. SUTIN, Judge. WE CONCUR: MICHAEL D. BUSTAMANTE, Judge,  
LINDA M. VANZI, Judge

**AUTHOR: JONATHAN B. SUTIN**

**MEMORANDUM OPINION**

**SUTIN, Judge.**

Summary affirmance was proposed for the reasons stated in the second notice of proposed summary disposition. No memorandum opposing summary affirmance has been filed and the time for doing so has expired.

For the reasons set forth in our second notice of proposed summary disposition filed January 3, 2013, we AFFIRM the district court's denial of various requested fees and costs.

**IT IS SO ORDERED.**

**JONATHAN B. SUTIN, Judge**

**WE CONCUR:**

**MICHAEL D. BUSTAMANTE, Judge**

**LINDA M. VANZI, Judge**