US BANK NATIONAL ASSOCIATION AS TRUSTEE FOR BAFC2006-1 v. JAMES Doc. 29

UNITED STATES DISTRICT COURT
District of Maine

U.S. BANK NATIONAL ASSOCIATION	)	
Plaintiff,	)	
v.	)	
GORDON T. JAMES,	)	
Defendant & Third-Party Plaintiff	)	
v.	)	**Civil No. 09-84-P-S**
GMAC MORTGAGE, LLC, et al,	)	
Third-Party Defendants	)	
MAINE REVENUE SERVICES,	)	
Party-in-Interest	)	

ORDER AFFIRMING THE
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE

No objections having been filed to the Magistrate Judge's Recommended Decision (Docket No. 27) filed August 9, 2009, the Recommended Decision is **AFFIRMED**.

Accordingly, it is **ORDERED** (1) that the Motion to Strike (Docket No. 23) is **GRANTED;** and (2) that the Motion to Dismiss (Docket No. 15) is **GRANTED** as to third-party-defendant Wells Fargo, NA, and, as to Count II of the Counterclaim and Third-Party Complaint, in favor of Counterclaim Defendant and Plaintiff U.S. Bank National Association, and otherwise **DENIED.**

/s/George Z. Singal
U.S. District Judge

Dated: August 26, 2009

Dockets.Justia.com