

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

CASE NO.: 5:16-CV-170

WILMINGTON SAVINGS FUND
SOCIETY, FSB, AS TRUSTEE OF
STANWICH MORTGAGE LOAN TRUST
A, as Successor in Interest to BANK OF
AMERICA, N.A.,

Plaintiff,

v.

HEATHER ANN WAYNE; ANY SPOUSE
OF HEATHER ANN WAYNE; ROBERT
MASSENGILL CONSTRUCTION, INC.;
THE POINTE AT FLOWERS PLANTATION
HOMEOWNERS ASSOCIATION, INC.;
NFG#2 FEDERAL CREDIT UNION;
UNITED STATES INTERNAL REVENUE
SERVICE,

Defendants.

ORDER ALLOWING CONSENT
MOTION TO SUBSTITUTE
ASSIGNEE AS PLAINTIFF

THIS CAUSE COMING BEFORE THE COURT on the Motion of Plaintiff Bank of America, N.A. ("BANA"), and its successor in interest, assignee Wilmington Savings Fund Society, FSB, as Trustee of Stanwich Mortgage Loan Trust A, a federal savings bank, ("WSFS"), to Substitute WSFS as Plaintiff in this action; and

IT APPEARING TO THE COURT that the Defendants The Pointe at Flowers Plantation Homeowners Association, Inc. and United States Internal Revenue Service (all other, remaining Defendants having been defaulted) have consented to the substitution of WSFS as Plaintiff; and

IT FURTHER APPEARING TO THE COURT that WSFS has acquired certain assets of BANA, and, as part of that transaction, BANA transferred to WSFS all right title and interest in

the Note and Deed of Trust which are the subject of this action, along with all causes of action, right, title, and interest in the claims in this litigation, and that pursuant to Rule 25(c) of the Federal Rules of Civil Procedure, WSFS is entitled to be substituted for BANA as Plaintiff in this action.

NOW THEREFORE IT IS HEREBY ORDERED, that Plaintiff BANA and WSFS's Motion for Substitution of WSFS for BANA in this action is allowed, and henceforth, the case caption in this action shall be amended to state that Wilmington Savings Fund Society, FSB, as Trustee of Stanwich Mortgage Loan Trust A, is the Plaintiff.

SO ORDERED. This 13 day of February 2017.



JAMES C. DEVER III
Chief United States District Judge