

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

U.S. BANK NATIONAL ASSOCIATION, AS  
TRUSTEE, AS SUCCESSOR IN INTEREST  
TO BANK OF AMERICA, NATIONAL  
ASSOCIATION, AS SUCCESSOR BY  
MERGER TO LASALLE BANK NATIONAL  
ASSOCIATION, AS TRUSTEE FOR THE  
REGISTERED HOLDERS OF CD 2006-CD3  
COMMERCIAL MORTGAGE PASS  
THROUGH CERTIFICATES

*Plaintiff*

v.

RENAISSANCE LAND ASSOCIATES, L.P.

*Defendant*

CIVIL ACTION

NO. 13-04362

FILED

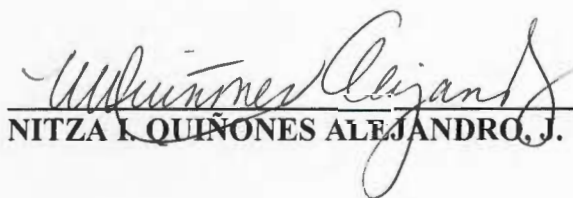
OCT 25 2013

MICHAEL E. KUNZ, Clerk  
By \_\_\_\_\_ Dep. Clerk

ORDER

AND NOW, this 25<sup>th</sup> day of October, 2013, upon consideration of Defendant's *motion to dismiss pursuant to Federal Rule of Civil Procedure 12(b)(6)* [ECF 6], Plaintiff's response thereto [ECF 8], Defendant's reply [ECF 9], and the allegations contained in the complaint [ECF 1], it is hereby **ORDERED** that this motion to dismiss is **GRANTED**, and Plaintiff's complaint is **DISMISSED**, without prejudice, to Plaintiff's right to re-file in the appropriate state court in Montgomery County, Pennsylvania.

BY THE COURT:

  
NITZA I. QUIÑONES ALEJANDRO, J.