

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

JOHN KISTLER,

Plaintiff,

v.

WELLS FARGO BANK, N.A.,

Defendant.

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3:15-CV-00044
(Judge Mariani)

ORDER

AND NOW, THIS 21ST DAY OF SEPTEMBER, 2015, IT IS HEREBY ORDERED

THAT:

1. Defendant's Rule 12(b)(6) Motion to Dismiss (Doc. 3) is **DENIED**.
2. The action is **DISMISSED** under Rule 12(b)(1) for lack of subject matter jurisdiction.
3. The action is **REMANDED** to the Lackawanna County Court of Common Pleas.



Robert D. Mariani
United States District Judge