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

JOHN JOSEPH LIPTOK, et al., : No. 3:15cv156

Plaintiffs :

(Judge Munley)

V.

: (Chief Magistrate Judge Carlson)

BANK OF AMERICA,

Defendant :

......

## <u>ORDER</u>

AND NOW, to wit, this 16th day of November 2016, it is HEREBY

## **ORDERED** as follows:

- 1. Plaintiffs' objections to the Report and Recommendation (hereinafter "R&R") (Doc. 82) are **OVERRULED**;
- 2. The R&R of Chief Magistrate Judge Carlson (Doc. 81) is **ADOPTED**;
- 3. Plaintiffs' motion to dismiss defendant's motion for summary judgment (Doc. 78) is **DENIED**;
- 4. Defendant's motion for summary judgment (Doc. 69) is **GRANTED**;
- 5. The Clerk of Court is directed to enter judgment in favor of Defendant; and

6. The Clerk of Court is further directed to close this case.

**BY THE COURT:** 

s/ James M. Munley
JUDGE JAMES M. MUNLEY
United States District Court