

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

JERRY AND MICHELE HALL,

Plaintiffs.

v.

THE BANK OF NEW YORK
MELLON f/k/a The Bank of New York,
as successor trustee for JPMorgan Chase
Bank, N.A., as trustee for Novastar
Mortgage Funding Trust, Series 2005-4
Novastar Home Equity Loan Asset-
Backed Certificates Series 2005-4,

Defendant.

No. 4:17-CV-00329

(Judge Brann)

ORDER

AND NOW, this 29th day of January 2018, in accordance with the accompanying Memorandum Opinion, **IT IS HEREBY ORDERED** that:

1. The Motion to Dismiss filed by Defendant The Bank of New York Mellon, ECF No. 7, is **DENIED**.
2. Pursuant to Federal Rule of Civil Procedure 12(a)(4)(A), Defendant shall file an answer to Plaintiff's Complaint, ECF No. 1-1, within 14 days of the date of this Order.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann

United States District Judge