

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

**FILED**  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
JUL 12 2010

CASTLE HILLS PROPERTY COMPANY,

Plaintiff,

VS.

CAPX REALTY, LLC, and  
EAGLE GOLF,

Defendants.

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Case No. 4:10cv6

BY \_\_\_\_\_  
DEPUTY

**MEMORANDUM ADOPTING REPORT AND  
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**


Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the United States Magistrate Judge pursuant to 28 U.S.C. § 636. On May 12, 2010, the report of the Magistrate Judge was entered containing proposed findings of fact and recommendations that Plaintiff's Motion to Remand (Dkt. 5) be GRANTED.

The court, having made a *de novo* review of the objections raised by Defendant and Plaintiff's response, is of the opinion that the findings and conclusions of the Magistrate Judge are correct, and the objections of Defendant are without merit. Therefore, the court hereby adopts the findings and conclusions of the Magistrate Judge as the findings and conclusions of this court.

Plaintiff's Motion to Remand (Dkt. 5) is GRANTED.

**IT IS SO ORDERED.**

SIGNED this 9<sup>th</sup> day of July, 2010.



RICHARD A. SCHELL  
UNITED STATES DISTRICT JUDGE