

# United States District Court

EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

LUIS A. SANTIAGO, ET AL.

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v.

Case No. 4:11-CV-769  
Judge Schneider/Judge Mazzant

NOVASTAR MORTGAGE, INC., ET AL.

## 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 January 27, 2012, the report of the Magistrate Judge was entered containing proposed findings of fact and recommendations that Plaintiffs' Motion for Partial Summary Judgment (Dkt. No. 13) be denied.

The Court, having made a *de novo* review of Plaintiffs' objections, is of the opinion that the findings and conclusions of the Magistrate Judge are correct, and the objections are without merit. Therefore, the Court hereby adopts the findings and conclusions of the Magistrate Judge as the findings and conclusions of this Court.

It is, therefore, **ORDERED** that Plaintiffs' Motion for Partial Summary Judgment (Dkt. No. 13) is **DENIED**.

**It is SO ORDERED.**

**SIGNED this 13th day of February, 2012.**



MICHAEL H. SCHNEIDER

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