

****NOT FOR PRINTED PUBLICATION****

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

IRA W. BREWER and	§	
EUGENIA BREWER,	§	
	§	
<i>Plaintiffs,</i>	§	
	§	
V.	§	CASE NO. 4:13cv638
	§	Judge Clark/Judge Mazzant
BANK OF AMERICA, N.A. and U.S.	§	
BANK, NATIONAL ASSOCIATION, AS	§	
TRUSTEE FOR CERTIFICATE	§	
HOLDERS OF THE BEAR STEARNS	§	
ARM TRUST MORTGAGE PASS	§	
THROUGH CERTIFICATES, SERIES	§	
2004-2, ITS SUCCESSORS AND/OR	§	
ASSIGNS,	§	
	§	
<i>Defendants.</i>	§	

**ORDER 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, 2014, the report of the Magistrate Judge was entered containing proposed findings of fact and recommendations that Defendants’ Motion to Dismiss [Doc. #11] be denied.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, this court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge’s report as the findings and conclusions of the court.

It is, therefore, **ORDERED** that Defendants' Motion to Dismiss [Doc. #11] is **DENIED**.

So **ORDERED** and **SIGNED** on February 20 , 2014.

A handwritten signature in black ink, appearing to read "Ron Clark". The signature is written in a cursive, slightly slanted style.

Ron Clark, United States District Judge