

United States District Court
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

WILLIAM SCHOR,
Plaintiff,

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Civil Action No. 4:16-CV-00829

v.

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(Judge Mazzant/Judge Johnson)

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SELECT PORTFOLIO SERVICING, LLC,
AS ATTORNEY IN FACT AND SERVICER
IN FACT, and U.S. BANK NATIONAL
ASSOCIATION AS SUCCESSOR TRUSTEE
TO BANK OF AMERICA, NA, SUCCESSOR
IN INTEREST TO LASALLE BANK N.A.,
AS TRUSTEE ON BEHALF OF THE
HOLDERS OF THE WAMU MORTGAGE
PASS-THROUGH CERTIFICATES,
SERIES 2007-OA3, and JPMORGAN
CHASE BANK, N.A.,
Defendants.

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**MEMORANDUM ADOPTING REPORT AND
RECOMMENDATION OF 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 Magistrate Judge pursuant to 28 U.S.C. § 636. On May 11, 2017, the report of the Magistrate Judge (Dkt. #46) was entered containing proposed findings of fact and recommendations that the Motion to Dismiss filed by Defendants Select Portfolio Servicing, LLC (“SPS”) and U.S. Bank N.A., successor trustee to Bank of America, N.A., successor in interest to LaSalle Bank N.A., as trustee, on behalf of the holders of the WaMu Mortgage Pass-Through Certificates, Series 2007- OA3’s (“USB”) (Dkt. #35) be **GRANTED**.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, the 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 SPS and USB's Motion to Dismiss (Dkt. #35) is **GRANTED**, and Plaintiff's claims against Defendants SPS and USB are **DISMISSED** with prejudice. Plaintiff's claims against Defendant JPMorgan Chase Bank, N.A. remain pending at this time.

IT IS SO ORDERED.

SIGNED this 8th day of June, 2017.


AMOS L. MAZZANT
UNITED STATES DISTRICT JUDGE