

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

UNITED STATES OF AMERICA *ex rel*)
LENORA JONES and PATRICIA J.)
WILLOUGHBY,)

Plaintiffs,)

v.)

Civil Action No. 3:07CV290-HEH

COLLEGIATE FUNDING SERVICES,)
INC., COLLEGIATE FUNDING)
SERVICES, LLC, CFS-SUNTECH)
SERVICING LLC, and J.P. MORGAN)
CHASE & CO.,)

Defendants.)

ORDER


THIS MATTER is before the Court on a Report and Recommendation (“R&R”) pursuant to 28 U.S.C. § 636(b)(1)(B), filed on September 21, 2010 by United States Magistrate Judge Dennis W. Dohnal (Dk. No. 82). For the reasons stated in the accompanying Memorandum Opinion, this Court hereby **OVERRULES** the objections of Plaintiffs and Defendants, and **ACCEPTS** and **ADOPTS** the R&R, with the exception that Counts 16–19 are dismissed for failure to state a claim.

Accordingly, Defendants’ Motion to Dismiss (Dk. No. 46) is **GRANTED**. Counts 1–6 are **DISMISSED** for lack of subject matter jurisdiction, and Counts 7–12, and 16–21

are DISMISSED for failure to state a claim.¹ Because amendment of the pleadings would be futile, Plaintiffs are DENIED leave to amend.

The Clerk is directed to send a copy of this Order to all counsel of record.

It is so ORDERED.

 _____ /s/
Henry E. Hudson
United States District Judge

Date: Jan. 12, 2011
Richmond, VA

¹ Counsel for Plaintiff-Relators withdrew Counts 13–15 at oral argument before the Magistrate Judge.