

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

**BANK OF NEW YORK MELLON
TRUST COMPANY, N.A., NOT IN ITS
INDIVIDUAL CAPACITY BUT
SOLELY AS OWNER TRUSTEE FOR
MORTGAGE ASSETS MANAGEMENT
SERIES I TRUST,**

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Civil Action No. 3:22-cv-00020

Plaintiff,

v.

JUANA O. CASTILLO,

Defendant.

PLAINTIFF’S MOTION TO ABATE CASE

Bank of New York Mellon Trust Company, N.A., not in its individual capacity but solely as Owner Trustee for Mortgage Assets Management Series I Trust (“BNYM” or “Plaintiff”) (“Plaintiff”), files this *Motion to Abate Case*, and respectfully shows as follows:

I.

Foreclosure of the property subject to this suit has been placed on hold, as the loan has been approved by the Department of Housing and Urban Development (“HUD”) for an At-Risk Extension Hold. This hold has the effect of staying the foreclosure proceedings temporarily until March 29, 2022. As a result, Plaintiff is prohibited from further prosecuting this case at this time under CFPB regulations. *See* 12 CFR §124.41(g).

Plaintiff therefore respectfully requests that this suit and all upcoming deadlines and settings be abated until March 29, 2022.

WHEREFORE, PREMISES CONSIDERED, Plaintiff prays that this Court abate this suit and all upcoming settings and deadlines until March 29, 2022, and for such other relief to which it may be justly entitled.

Respectfully submitted,

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