

Tafacory v. Deutsche Bank National Trust Company (4:19-cv-00886)

District Court, E.D. Texas

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Last Updated: Jan. 10, 2022, 2:17 p.m.

Referred To: Christine A. Nowak (/person/9563/christine-a-nowak/)

Citation: Tafacory v. Deutsche Bank National Trust Company, 4:19-cv-00886, (E.D. Tex.)

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Cause: 28:1332 Diversity-(Citizenship) (/?type=r&cause="28:1332 Diversity-(Citizenship)")

Nature of Suit: Real Property: Foreclosure (/?type=r&nature_of_suit="Real Property: Foreclosure")

Jury Demand: None (/?type=r&q=juryDemand:"None")

Jurisdiction Type: Diversity

Docket Entries (/docket/16536726/tafacory-v-deutsche-bank-national-trust-company/)

Parties and Attorneys (/docket/16536726/parties/tafacory-v-deutsche-bank-national-trust-company/)

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Documents

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	Date Filed	Description	
42	Jan 10, 2022	Main Doc	USCA Judgment
	May 5, 2021	USCA Availability of eROA	
	May 5, 2021	Notice (Other)	
	May 3, 2021	Notice (Other)	
	Apr 22, 2021	USCA Case Number	

41	Apr 21, 2021	Main Doc	Appeal Transcript Request
40	Apr 13, 2021	Main Doc	Notice of Appeal
39	Mar 15, 2021	Main Doc	Judgment
38	Mar 15, 2021		MEMORANDUM ADOPTING REPORT AND RECOMMENDATIONS for 32 Report and Recommendations, granting 20 Motion for Summary Judgment filed by Deutsche Bank National Trust Company. Signed by District Judge Sean D. Jordan on 3/15/2021. (mem)
		Main Doc (/	Order Adopting Report and
		docket/16536726/38/	Recommendations AND
		tafacory-v-	Memorandum & Opinion
		deutsche-bank-	
		national-trust-	
		company/)	
37	Dec 14, 2020		ORDER granting 36 Motion to Abate Pretrial Deadlines and Settings. The trial of this case and remaining pretrial deadlines, conferences, and the final pretrial conference are hereby abated until further order of this Court. Signed by Magistrate Judge Christine A. Nowak on 12/14/2020. (rpc,) (Entered: 12/14/2020)
		Main Doc	Order on Motion to Continue
36	Dec 9, 2020		Joint MOTION to Continue Abate Pretrial Deadlines & Settings by Masoud Michael Tafacory. (Attachments: # 1 Text of Proposed Order)(Whittmore, Gregory) (Entered: 12/09/2020)
		Main Doc	Continue
35	Nov 25, 2020		RESPONSE to 33 Objection to Report and Recommendations, 32 Report and Recommendations,, Defendants Response to Plaintiff's Objections to Report and Recommendation of the US Magistrate Judge filed by Deutsche Bank National Trust Company. (Hord, Michael) (Entered: 11/25/2020)
		Main Doc	
34	Nov 23, 2020		Additional Attachments to Main Document: 20 MOTION for Summary Judgment .. (Hord, Michael) (Entered: 11/23/2020)
		Main Doc	Additional Attachments to Main Document
33	Nov 20, 2020		OBJECTION to 32 Report and Recommendations of the Magistrate Judge by Masoud Michael Tafacory. (Whittmore, Gregory) (Entered: 11/20/2020)
		Main Doc	Objection to Report and Recommendations
32	Nov 6, 2020		REPORT AND RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE. The Court recommends that Defendant's Motion for Summary Judgment be GRANTED and Defendant's Motion for Judgment on the Pleadings be DENIED AS MOOT. Within fourteen (14) days after service of the magistrate judge's report, any party must serve and file specific written objections to the findings and recommendations of the magistrate judge. 28 U.S.C. � 636(b)(1)(C). Signed by Magistrate Judge Christine A. Nowak on 11/6/2020. (rpc,) (Entered: 11/06/2020)
		Main Doc	Report and Recommendations
31	Sep 9, 2020		REPORT of Mediation by Jay C Zeleskey. Mediation result: Impasse(kls,) (Entered: 09/10/2020)

Main Doc	Report of Mediation	
	Jul 30, 2020	Set/Reset Scheduling Order Deadlines
	Jul 30, 2020	Set/Reset Scheduling Order Deadlines: Mediation Completion due by 9/1/2020. (rpc,)
30	Jul 30, 2020	ORDER granting 29 Motion to Extend Mediation Deadline. Signed by Magistrate Judge Christine A. Nowak on 7/30/2020. (rpc,) (Entered: 07/30/2020)
		Main Doc Order on Motion for Miscellaneous Relief
29	Jul 30, 2020	Unopposed MOTION re 13 Scheduling Order, Extending Mediation Deadline by Masoud Michael Tafacory. (Attachments: # 1 Text of Proposed Order)(Whittmore, Gregory) (Entered: 07/30/2020)
		Main Doc Miscellaneous Relief
28	Jul 2, 2020	ORDER REFERRING CASE TO MEDIATION. The Court hereby ORDERS that this case be submitted to mediation in accordance with this Court's Mediation Plan. By agreement of the Parties, the mediator assigned is Jay Zeleskey. Signed by Magistrate Judge Christine A. Nowak on 7/2/2020. (rpc,) (Entered: 07/02/2020)
		Main Doc Order Referring Case to Mediator
27	Jul 2, 2020	NOTICE by Deutsche Bank National Trust Company Regarding Joint Advisory Regarding Mediator Selection (Hord, Michael) (Entered: 07/02/2020)
		Main Doc Notice (Other)
26	Jun 23, 2020	ORDER. It is hereby ORDERED that on or before Tuesday, July 7, 2020, the Parties shall file a notice of their selection of a mediator. Signed by Magistrate Judge Christine A. Nowak on 6/23/2020. (rpc,) (Entered: 06/23/2020)
		Main Doc Order
25	Jun 18, 2020	SUR-REPLY to Reply to Response to Motion re 20 MOTION for Summary Judgment filed by Masoud Michael Tafacory. (Attachments: # 1 Affidavit Gardiner Supplemental Affidavit)(Whittmore, Gregory) (Entered: 06/18/2020)
		Main Doc Sur-Reply to Reply to Response to Motion
24	Jun 11, 2020	REPLY to Response to Motion re 20 MOTION for Summary Judgment filed by Deutsche Bank National Trust Company. (Hord, Michael) (Entered: 06/11/2020)
		Main Doc Reply to Response to Motion
23	Jun 5, 2020	RESPONSE to Motion re 20 MOTION for Summary Judgment filed by Masoud Michael Tafacory. (Attachments: # 1 Affidavit Tafacory Affidavit, # 2 Affidavit Gardiner Affidavit, # 3 Text of Proposed Order Order denying MSJ)(Whittmore, Gregory) (Entered: 06/05/2020)
		Main Doc Response to Motion
22	May 28, 2020	ORDER granting 21 Motion to Extend Response Deadline. Plaintiff shall file a response to Defendant's Motion for Summary Judgment 20 no later than Friday, June 5, 2020. Signed by Magistrate Judge Christine A. Nowak on 5/28/2020. (rpc,) (Entered: 05/29/2020)
		Main Doc Order on Motion for Extension of Time to File Response/Reply
21	May 27, 2020	Unopposed MOTION for Extension of Time to File Response/Reply as to 20

MOTION for Summary Judgment by Masoud Michael Tafacory. (Attachments: # 1 Text of Proposed Order Pr0posed Order)(Whittmore, Gregory) (Attachment 1 replaced on 5/28/2020) (rpc,). (Entered: 05/27/2020)

Main Doc	Extension of Time to File Response/ Reply	
20	May 8, 2020	MOTION for Summary Judgment by Deutsche Bank National Trust Company. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Text of Proposed Order Final Judgment)(Hord, Michael) (Entered: 05/08/2020) Main Doc Summary Judgment
	May 8, 2020	NOTICE of Deficiency regarding the 19 MOTION for Summary Judgment submitted by Deutsche Bank National Trust Company. The Motion is not in compliance with Local Rule CV-10(a)(2), each motion must be filed as a separate document, except when the motion concerns a request for alternative relief. Correction should be made by one business day. (rpc,)
	May 8, 2020	Notice of Deficiency
19	May 7, 2020	***DEFICIENT. TO BE REFILED. PLEASE DISREGARD*** MOTION for Summary Judgment by Deutsche Bank National Trust Company. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Text of Proposed Order Final Judgment)(Hord, Michael) Modified on 5/8/2020 (rpc,). (Entered: 05/07/2020) Main Doc Summary Judgment
	Apr 14, 2020	Minute Entry for proceedings held before Magistrate Judge Christine A. Nowak: Telephonic Status Conference held on 4/14/2020 (2:35 p.m. 2:38 p.m.). (Court Reporter Digital Recording.) (klee,)
	Apr 14, 2020	Telephone Conference
18	Apr 10, 2020	NOTICE of Discovery Disclosure by Masoud Michael Tafacory Service of Expert Designation (Whittmore, Gregory) (Entered: 04/10/2020) Main Doc Notice of Discovery Disclosure
17	Feb 4, 2020	ANSWER to 11 Counterclaim by Masoud Michael Tafacory.(Whittmore, Gregory) (Entered: 02/04/2020) Main Doc Answer to Counterclaim
16	Jan 22, 2020	ANSWER to 8 Amended Complaint by Deutsche Bank National Trust Company. (Hord, Michael) (Entered: 01/22/2020) Main Doc Answer to Amended Complaint
15	Jan 17, 2020	ORDER granting 10 Motion for Leave to File. Defendant's Original Counterclaim [Dkt. 11] is deemed properly filed before the Court. Signed by Magistrate Judge Christine A. Nowak on 1/17/2020. (rpc,) (Entered: 01/17/2020) Main Doc Order on Motion for Leave to File
14	Jan 17, 2020	ORDER. Telephone Status Conference set for 4/14/2020 at 02:30 PM before Magistrate Judge Christine A. Nowak. Signed by Magistrate Judge Christine A. Nowak on 1/17/2020. (rpc,) (Entered: 01/17/2020) Main Doc Order
13	Jan 17, 2020	SCHEDULING ORDER: Final Pretrial Conference set for 12/16/2020 at 09:00 AM in Ctrm 105 (Plano) before District Judge Sean D. Jordan. Amended Pleadings due by 4/24/2020. Discovery due by 7/15/2020. Joinder of Parties due by 3/13/2020. Mediation Completion due by 8/1/2020. Motions due by 5/8/2020.

Proposed Findings of Fact due by 12/2/2020. Proposed Pretrial Order due by 11/16/2020. Signed by Magistrate Judge Christine A. Nowak on 1/17/2020. (rpc,) (Entered: 01/17/2020)

Main Doc	Scheduling Order	
12	Jan 17, 2020	ORDER. It is ORDERED that the Rule 16 management conference set for Wednesday, January 29, 2020, at 2:00 p.m. is hereby CANCELED. Signed by Magistrate Judge Christine A. Nowak on 1/17/2020. (rpc,) (Entered: 01/17/2020) Main Doc Order
11	Jan 15, 2020	COUNTERCLAIM against All Plaintiffs, filed by Deutsche Bank National Trust Company.(Hord, Michael) (Entered: 01/15/2020) Main Doc Counterclaim
10	Jan 15, 2020	Unopposed MOTION for Leave to File Counterclaims by Deutsche Bank National Trust Company. (Attachments: # 1 Exhibit A, # 2 Text of Proposed Order)(Hord, Michael) (Entered: 01/15/2020) Main Doc Leave to File Document
9	Jan 14, 2020	REPORT of Rule 26(f) Planning Meeting. (Whittmore, Gregory) (Additional attachment(s) added on 1/14/2020: # 1 Proposed Scheduling Order) (rpc,). (Entered: 01/14/2020) Main Doc Report of Rule 26(f) Planning Meeting
8	Jan 10, 2020	AMENDED COMPLAINT against Deutsche Bank National Trust Company, filed by Masoud Michael Tafacory.(Whittmore, Gregory) (Entered: 01/10/2020) Main Doc Amended Complaint
7	Dec 11, 2019	ORDER GOVERNING PROCEEDINGS. Rule 26(f) attorney conference on or before: December 31, 2019. File joint report of attorney conference: January 14, 2020. The case is SET for a Rule 16 management conference January 29, 2020, at 2:00 p.m., in the United States Courthouse Annex, 200 N. Travis St., Sherman, Texas 75090. Signed by Magistrate Judge Christine A. Nowak on 12/11/2019. (daj,) (Entered: 12/11/2019) Main Doc (/ Order docket/16536726/7/ tafacory-v- deutsche-bank- national-trust- company/)
6	Dec 11, 2019	ORDER AND ADVISORY. Signed by Magistrate Judge Christine A. Nowak on 12/11/2019. (daj,) (Entered: 12/11/2019) Main Doc Order
	Dec 10, 2019	Case Assigned/Reassigned
5	Dec 10, 2019	CORPORATE DISCLOSURE STATEMENT filed by Deutsche Bank National Trust Company (Hord, Michael) (Entered: 12/10/2019) Main Doc Corporate Disclosure Statement
	Dec 9, 2019	Case Assigned to Magistrate Judge Christine A. Nowak. (kls,)
4	Dec 9, 2019	ORDER assigning case to Judge Nowak for all pretrial proceedings. Signed by District Judge Sean D. Jordan on 12/9/2019. (kls,) (Entered: 12/10/2019)

Main Doc	Order of Reference (Title 28 U.S.C. 636(c))	
3	Dec 3, 2019	<p>***ORIGINALLY FILED IN STATE COURT*** ANSWER to 2 Petition by Deutsche Bank National Trust Company.(rpc,) (Entered: 12/03/2019)</p> <p>Main Doc Answer to Complaint</p>
2	Dec 3, 2019	<p>***ORIGINALLY FILED IN STATE COURT*** PETITION against Deutsche Bank National Trust Company, filed by Masoud Michael Tafacory.(rpc,) (Entered: 12/03/2019)</p> <p>Main Doc Complaint</p>
	Dec 3, 2019	Case Assigned/Reassigned
	Dec 3, 2019	Notice of Magistrate Availability
	Dec 3, 2019	In accordance with the provisions of 28 USC Section 636(c), you are hereby notified that a U.S. Magistrate Judge of this district court is available to conduct any or all proceedings in this case including a jury or non-jury trial and to order the entry of a final judgment. The form Consent to Proceed Before Magistrate Judge is available on our website. All signed consent forms, excluding pro se parties, should be filed electronically using the event Notice Regarding Consent to Proceed Before Magistrate Judge. (rpc,)
	Dec 2, 2019	Case Assigned to District Judge Sean D. Jordan. (rpc,)
1	Dec 2, 2019	<p>NOTICE OF REMOVAL by Deutsche Bank National Trust Company, as Trustee, in Trust for Registered Holders of Long Beach Mortgage Loan Trust 2006-6, Asset-backed Certificates, Series 2006-6 from 429th Judicial District Court, Collin County, TX, case number 429-06119-2019. (Filing fee \$ 400 receipt number 0540-7552396), filed by Deutsche Bank National Trust Company, as Trustee, in Trust for Registered Holders of Long Beach Mortgage Loan Trust 2006-6, Asset-backed Certificates, Series 2006-6. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit C-1 - Plaintiff's Original Petition, # 5 Exhibit C-2 - Defendant's Original Answer, # 6 Exhibit D, # 7 Civil Cover Sheet Civil Cover Sheet)(Hord, Michael) (Entered: 12/02/2019)</p> <p>Main Doc Notice of Removal</p>