

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION**

**BARBARA DENNIS,**

**Plaintiff,**

v.

**PHH/OCWEN LOAN SERVICING LLC,  
DEUTSCHE BANK NATIONAL TRUST  
COMPANY, DOES 1-100,**

**Defendants.**

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**Civil Case No. 7:23-cv-00397**

**DEFENDANTS’ UNOPPOSED MOTION FOR CONTINUANCE  
OF THE OCTOBER 17, 2024, CONFERENCE**

COMES NOW, Defendants PHH Mortgage Corporation (“PHH”)<sup>1</sup> and Deutsche Bank National Trust Company, as Trustee for HarborView Mortgage Loan Trust 2007-2 (“Deutsche Bank”)<sup>2</sup> (collectively, “Defendants”), by and through their attorneys, file this Motion for Continuance of the October 17, 2024 conference, and respectfully show the following:

**I. BACKGROUND**

1. On September 12, 2024, this Court held an initial conference. At the initial conference, the Court granted Plaintiff’s motion for leave to file amended complaint and denied Defendant’s 12(b)(6) motion to dismiss without prejudiced to filing a Motion for Summary Judgment. The Court also set a follow-up motion hearing for October 17, 2024.

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<sup>1</sup> Improperly named as PHH/Ocwen Loan Servicing LLC. PHH Mortgage Corporation merged with Ocwen Loan Servicing in 2019, with PHH Mortgage Corporation as the surviving entity.

<sup>2</sup> Improperly named as Deutsche Bank National Trust Company, DOES 1-100.

2. Since then, the Defendant has diligently worked on drafting its motion for summary judgment. However, that motion has not been filed and will not be ready by the October 17<sup>th</sup> hearing date.

3. Thus, Defendant requests a 30-day extension to finalize its motion so as to have a fruitful hearing.

## II. CONCLUSION AND PRAYER

For each of the foregoing reasons, Defendant prays the Court continue the October 17, 2024 Conference for 30 days. Defendants further request the Court award such other relief, in law or in equity, to which Defendants may be justly entitled.

Dated: July 9, 2024

Respectfully submitted,

DYKEMA GOSSETT PLLC

/s/ Kevin M. Sanchez

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**ATTORNEYS FOR DEFENDANTS**

**CERTIFICATE OF CONFERENCE**

I hereby certify that a October 14, 2024, below signed counsel conferred with Pro Se Plaintiff regarding the substance of the motion. Plaintiff did not respond to the email. Thus, Defendants assume Plaintiff is opposed.

/s/ Kevin M. Sanchez  
Kevin M. Sanchez

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was served upon all counsel of record on October 14, 2024, in compliance with the Federal Rules of Civil Procedure.

/s/ Kevin M. Sanchez  
Kevin M. Sanchez