

IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF TEXAS, HOUSTON DIVISION

Jeff Samuels)	CIVIL ACTION No.
)	4:23-cv-4687
Plaintiff)	
)	
vs.)	
)	
AVT Title Services, LLC, Deutsche Bank)	
National Trust Co., PHH Mortgage Corp.,)	
Power Default Services Inc.)	
)	
)	
Defendants)	
)	
)	

ORDER

The Court has considered the arguments presented in INTERVENOR-PLAINTIFF JOANNA BURKE'S VERIFIED MOTION TO STRIKE DEFENDANTS REPLY IN SUPPORT OF THEIR MOTION FOR SUMMARY JUDGMENT & STRIKE DEFENDANTS REFILED MOTION FOR SUMMARY JUDGMENT, along with the procedural objections raised therein. Upon review, the Court finds that Defendants' Reply and Motion for Summary Judgment is premature and procedurally improper.

It is therefore ORDERED that:

1. Strike Defendants' Motion for Summary Judgment (Dkt 42) as premature and procedurally improper;
2. Strike Defendants' Reply in Support of their Motion for Summary Judgment (Dkt 45) as impertinent and scandalous;

3. Defer any consideration of the merits until the contested subject-matter jurisdiction is fully resolved.

IT IS SO ORDERED.

SIGNED on this _____.

ALFRED HOMER BENNETT
UNITED STATES DISTRICT JUDGE