



## **Rollins v. Mainland Crossing Apartment Townhomes**

2006 | Cited 0 times | S.D. Texas | November 21, 2006

### OPINION AND ORDER

Before the Court is a Report and Recommendation from the United States Magistrate Judge dated October 19, 2006, which recommends that the Motion to Dismiss of Defendants be denied; no timely objections have been filed by the Parties.

Upon de novo review, pursuant to 28 U.S.C. § 636(b)(1)(C), this Court finds that the Report and Recommendation of the Magistrate Judge is a well reasoned and correct application of law to the pleadings in this case and it is, therefore, ACCEPTED by this Court in its entirety and incorporated by reference herein.

Accordingly, it is the ORDERED of this Court that the Motions to Dismiss under Rule 12(b)(6) of Defendants Mainland Crossing Townhouses, LLC; MBS GP 44, LLC; and Carol J. Tobola (Instrument nos. 5, 8 and 21) is DENIED.

DONE at Galveston, Texas, this 21st day of November, 2006.

