

United States Court of Appeals
For the Eighth Circuit

No. 17-2467

Scott Durand

Plaintiff - Appellant

The Estate and Trust of Mary Idella Durand

Plaintiff

v.

Bank of America; The Bank of New York Mellon, as trustee for the
Certificateholders of CWMBS, Inc. CHL Mortgage Pass-Through Trust 2007-20,
Mortgage Pass-Through Certificates Series 2007-20, formerly known as The Bank
of New York; Countrywide Home Loans; Residential Credit Solutions, Inc.

Defendants - Appellees

Appeal from United States District Court
for the District of Minnesota - Minneapolis

Submitted: April 25, 2019

Filed: April 30, 2019

[Unpublished]

Before ERICKSON, BOWMAN, and GRASZ, Circuit Judges.

PER CURIAM.

Scott Durand appeals from the order of the District Court¹ granting summary judgment to defendants in his action asserting mortgage fraud and other claims. Also pending is his motion for leave to supplement his reply brief.

We grant Durand's pending motion. After de novo review,² we conclude that summary judgment was properly granted for the reasons stated by the District Court. See Odom v. Kaizer, 864 F.3d 920, 921 (8th Cir. 2017) (standard of review).

We affirm the judgment of the District Court. See 8th Cir. R. 47B.

¹The Honorable Susan Richard Nelson, United States District Judge for the District of Minnesota.

²In our review, we have not considered documents that were presented in this Court but were not before the District Court. See Griffin v. Super Valu, 218 F.3d 869, 871 (8th Cir. 2000) (noting that documents that were not before the district court are not considered to be part of the record on summary judgment).