

DEUTSCHE BANK NATIONAL TRUST COMPANY, AS TRUSTEE OF THE  
HOME EQUITY MORTGAGE LOAN ASSET-BACKED TRUST SERIES  
INABS 2006-C, HOME EQUITY MORTGAGE LOAN ASSET-BACKED  
CERTIFICATE SERIES INABS 2006-C UNDER THE POOLING AND  
SERVICING AGREEMENT DATED JUNE 1, 2006

v.

SUSAN M. MELDRUM

Submitted on Briefs October 21, 2015  
Decided January 12, 2016

Panel: ALEXANDER, MEAD, GORMAN, JABAR, and HJELM, JJ.

MEMORANDUM OF DECISION

Deutsche Bank National Trust Company (“the Trust”) appeals from a judgment entered by the Superior Court (Franklin County, *Mills, J.*) dismissing with prejudice, based on the doctrine of res judicata, the Trust’s residential foreclosure complaint against Susan M. Meldrum. Because the Trust lacked standing to pursue the foreclosure action that it commenced in June of 2013, see *Bank of Am., N.A. v. Greenleaf (Greenleaf I)*, 2014 ME 89, ¶¶ 6-17, 96 A.3d 700; *Mortg. Elec. Registration Sys. v. Saunders*, 2010 ME 79, ¶¶ 10-11, 2 A.3d 289, we do not reach the Trust’s argument that the court erred in concluding that a prior judgment in Meldrum’s favor barred the Trust’s action. Instead, we vacate the judgment and remand the matter to the Superior Court for entry of a dismissal without prejudice. See *Homeward Residential, Inc. v. Gregor*, 2015 ME 108, ¶¶ 20, 24, 122 A.3d 947; *Bank of Am., N.A. v. Greenleaf (Greenleaf II)*, 2015 ME 127, ¶¶ 8-9, 124 A.3d 1122.

The entry is:

Judgment vacated. Remanded for entry of dismissal without prejudice.

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**On the briefs:**

Andrew C. Feldman, Esq., Houser & Allison, APC, Boston, Massachusetts, for appellant Deutsche Bank National Trust Company

Susan M. Meldrum did not file a brief