

The obvious question, of course, is what this development means for defendant's pending Motion to Dismiss. Plaintiff has filed a Suggestion of Mootness and, after careful consideration, the Court agrees. In the wake of the amendment to the pleadings, it is not entirely clear whether defendant wishes to continue to assert all of the arguments found in its original Motion to Dismiss, whether it wishes to revise or supplement those arguments, and so on. Rather than speculating as to movant's intentions or attempting to synchronize the pending Motion to Dismiss with a complaint that may have changed in material respects in the interim, a far more efficient approach is to deem defendant's Motion moot and set new deadlines for responsive pleadings or Rule 12(b) motions relating to the Amended Complaint. Accordingly, the Motion to Dismiss (doc. 25) is **moot** because it relates to a pleading that is now devoid of any legal force or effect. Defendant's answer or Rule 12(b) motion in response to the Amended Complaint is due on or before **April 25, 2017**. Should defendant wish to renew its Motion to Dismiss, it must reproduce in full any arguments that it intends to reassert from its prior Rule 12(b) Motion, so that the briefing on the renewed motion is self-contained, without merely adopting by reference the contents of previous briefs relating to now-moot motions.

DONE and ORDERED this 11th day of April, 2017.

s/ WILLIAM H. STEELE
UNITED STATES DISTRICT JUDGE