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6 **United States District Court**
7 **Central District of California**
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9 PEGASUS IMPORTS, LLC,
10 Plaintiff/Counter-Defendant,
11 v.
12 PT. WAHYU PRADANA BINAMULIA,
13 Defendant/Counterclaimant.


Case No. 2:14-cv-06843-ODW(AJWx)

**ORDER DENYING AS MOOT
MOTION TO DISMISS
COUNTERCLAIMS [13]**

14 On October 2, 2014, Plaintiff and Counter-Defendant Pegasus Imports, LLC
15 filed a Motion to Dismiss All Counterclaims. (ECF No. 13.) On October 10, 2014,
16 Defendant and Counterclaimant Pt. Wahyu filed a First Amended Counterclaim.
17 (ECF No. 17.) A party may amend its pleading once as a matter of course 21 days
18 after service of a motion under Federal Rule of Civil Procedure 12(b), (e), or (f). Fed.
19 R. Civ. P. 15(a)(1)(B). The Amended Counterclaim was filed within 21 days of the
20 Motion and is now the operative pleading. Accordingly, the Court **DENIES AS**
21 **MOOT** the Motion to Dismiss. (ECF No. 13.) Pegasus shall answer or otherwise
22 respond to the Amended Counterclaim in accordance with the Federal Rules of Civil
23 Procedure.

24 **IT IS SO ORDERED.**

25 October 10, 2014

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OTIS D. WRIGHT, II
UNITED STATES DISTRICT JUDGE