

1 GRANTED.

2 Supplemental pleadings can be filed only with leave of the Court on just terms and may
3 be permitted in order to set out any transaction, occurrence, or event that happened after the date
4 of the initial pleading. Fed. R. Civ. P. 15(d); Eid v. Alaska Airlines, Inc., 621 F. 3d 858 (9th Cir.
5 2010). Moreover, the Court may order that the opposing party plead to the supplemental
6 pleading within a specified time. Fed. R. Civ. P. 15(d). Resolution of motions to file
7 supplemental pleadings are a matter of the trial court's discretion. Keith v. Volpe, 858 F. 2d 467,
8 273 (9th Cir. 1988). The rule is a tool of judicial economy and its use is favored. Id.

9 Here, Plaintiff seeks to add new allegations and causes of action relating to events
10 occurring in November 2011, after the filing the complaint. Specifically, Plaintiff asserts new
11 causes of action for trademark infringement, unfair competition, and breach of contract. Given
12 these facts, the Court finds that the filing of the supplemental pleading is just. Moreover,
13 Defendants have filed a non-opposition to the motion.

14 Accordingly, the following IS HEREBY ORDERED:

- 15 1) The First Supplemental Complaint is deemed filed as of the date of this order;
 - 16 2) The Clerk of the Court shall file the First Supplemental Complaint as a separate
17 entry in the docket for purposes of clarifying the record.(Doc. 47-2); and
 - 18 3) Defendants' Answers are due 21 days after the date of this order.
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21 IT IS SO ORDERED.

22 **Dated: January 11, 2012**

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE