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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

NATHAN SERPA,

Plaintiff,

v.

STANISLAUS COUNTY,

Defendant.

Case No. 1:13-cv-1159 LJO BAM

ORDER DENYING MOTION TO DISMISS
AS MOOT

(Doc. 18)

On September 30, 2013, Defendant Stanislaus County (“Defendant”) filed a motion to dismiss. In response, on October 14, 2013, Plaintiff Nathan Serpa (“Plaintiff”) filed an amended complaint as a matter of course pursuant to Federal Rule of Civil Procedure 15(a)(1)(B). Accordingly, the Court:

1. VACATES the October 28, 2013 hearing set for Defendant’s motion to dismiss;
2. DENIES Defendant’s motion to dismiss as moot; and
3. INSTRUCTS Defendant to file and serve a response to the amended complaint by no later than November 5, 2013.

IT IS SO ORDERED.

Dated: October 15, 2013

/s/ Lawrence J. O’Neill
UNITED STATES DISTRICT JUDGE

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