1 2 3 4 5 IN THE UNITED STATES DISTRICT COURT 6 7 FOR THE NORTHERN DISTRICT OF CALIFORNIA 8 9 10 RAYMAT MATERIALS, INC., No. C 13-00567 WHA 11 Plaintiff, 12 **ORDER ON MOTION** v. **TO DISMISS** 13 A&C CATALYSTS, INC., 14 Defendant. 15 16 On April 26, defendant moved to dismiss the complaint (Dkt. No. 5). In lieu of opposing, 17 plaintiff has filed an amended complaint (Dkt. No. 15). Accordingly, defendant's motion to 18 dismiss is **DENIED AS MOOT**. 19 20 IT IS SO ORDERED. 21 22 Dated: May 20, 2013. 23 UNITED STATES DISTRICT JUDGE 24 25 26 27 28