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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MYLENE BOMBON CHAN,  
Plaintiff,  
v.  
WELLS FARGO HOME MORTGAGE,  
INC., et al.,  
Defendants.

Case No. [13-cv-00583-JCS](#)

**ORDER DENYING MOTION TO  
DISMISS WITHOUT PREJUDICE AS  
MOOT.**

**Dkt. No. 5.**

On March 8, 2013, Plaintiff filed a First Amended Complaint 21 days after Defendant filed a motion to dismiss. *See* Fed.R.Civ.P. 15(a)(1)(B). In light of Plaintiff’s filing of a First Amended Complaint, Defendant’s motion to dismiss is denied without prejudice on the basis that it is moot.

IT IS SO ORDERED.

Dated: March 14, 2013

  
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Joseph C. Spero  
United States Magistrate Judge