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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

RUDOLPH JUGOZ,  
Plaintiff,  
v.  
EXPERIAN INFORMATION  
SOLUTIONS, INC., et al.,  
Defendants.

Case No. [16-cv-05687-MMC](#)

**ORDER DENYING AS MOOT  
DEFENDANT CREDIT ONE BANK,  
NATIONAL ASSOCIATION'S MOTION  
TO DISMISS**

Re: Dkt. No. 46

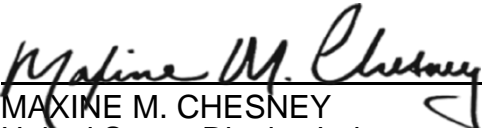
Before the Court is defendant Credit One Bank, National Association's ("Credit One") "Motion to Dismiss Plaintiff's Complaint," filed January 13, 2017. On July 7, 2017, plaintiff, with leave of court, filed an Amended Complaint.

"[A]n amended pleading supersedes the original, the latter being treated thereafter as non-existent." Bullen v. De Bretteville, 239 F.2d 824, 833 (9th Cir. 1956), cert. denied, 353 U.S. 947 (1957).

Accordingly, Credit One's motion to dismiss is hereby DENIED as moot.<sup>1</sup>

**IT IS SO ORDERED.**

Dated: July 13, 2017

  
MAXINE M. CHESNEY  
United States District Judge

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<sup>1</sup> On May 15, 2017, the Court vacated the hearing on the motion.