



1 On June 19, 2012, Defendant filed his oppositions, arguing  
2 that Plaintiffs will not be able to prove their claims ultimately  
3 and that they have not offered evidence in support of the  
4 allegations contained in their proposed first amended complaint.

5 Having considered Defendant's oppositions, the Court finds no  
6 cause to reconsider its May 23, 2012 Order. Defendant's  
7 evidentiary arguments are more properly addressed to a motion for  
8 summary judgment, instead of a motion for leave to amend the  
9 complaint. In the context of the instant motion, Plaintiffs were  
10 not required to offer evidence in support of each allegation in  
11 their proposed amended complaint. Accordingly, Defendant's  
12 oppositions are OVERRULED.

13 IT IS SO ORDERED.

14  
15 Dated: 6/26/2012

16   
17 \_\_\_\_\_  
18 CLAUDIA WILKEN  
19 United States District Judge  
20  
21  
22  
23  
24  
25  
26  
27  
28