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3 **UNITED STATES DISTRICT COURT**
4 **NORTHERN DISTRICT OF CALIFORNIA**
5 **SAN JOSE DIVISION**

6 HORUS VISION, LLC,
7 Plaintiff,

8 v.

9 APPLIED BALLISTICS, LLC, et al.,
10 Defendants.
11

Case No. 13-cv-05460-BLF

**ORDER GRANTING MOTION FOR
LEAVE TO AMEND COMPLAINT**

[RE: ECF 78]

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13 Plaintiff's motion for leave to amend its complaint came on for hearing on March 26,
14 2015. The Court has considered the briefing as well as the oral arguments of counsel presented at
15 the hearing. Plaintiff's motion is governed by Federal Rule of Civil Procedure 15(a)(2), which
16 directs that "[t]he court should freely give leave when justice so requires." Fed. R. Civ. P.
17 15(a)(2). There is no evidence that the motion is brought in bad faith; Plaintiff has not unduly
18 delayed in bringing the motion; the motion is not futile; and there is no undue prejudice to
19 Defendants. *See Foman v. Davis*, 371 U.S. 178, 182 (1962) (listing factors to be considered when
20 determining if leave to amend is appropriate under Rule 15(a)). For these reasons and the reasons
21 stated on the record at the hearing, Plaintiff's motion for leave to amend is GRANTED. The
22 amended complaint shall be filed on or before April 6, 2015 and service of process shall be
23 effected upon the newly added defendant, Applied Ballistics Media, Inc., as soon as is practicable.

24 **IT IS SO ORDERED.**

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26 Dated: March 27, 2015

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28 BETH LABSON FREEMAN
United States District Judge