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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
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11 BRYAN MARSHALL BRATT,
12 Plaintiff,
13 v.
14 MGA ENTERTAINMENT,
15 COMPOSITIONS OF MGA
16 ENTERTAINMENT, HOTEL PARADIS
17 MUSIC, JONATHAN GORDON,
18 DUSTIN EARL BROWN, and ALEX
19 GERINGAS,
20 Defendants.

Case No.: 22-cv-1984-RSH-WVG

**ORDER DENYING MOTION TO
SET ASIDE DISMISSAL AND FOR
LEAVE TO AMEND**

[ECF No. 18]

21 On July 6, 2023, the Court dismissed this action without prejudice. ECF No. 13. On
22 May 21, 2024, Plaintiff filed a motion to set aside the dismissal and for leave to file an
23 amended complaint. ECF No. 18. Specifically, Plaintiff requests “[t]hat the Court vacate
24 its order of dismissal dated April 5, 2024,” and “[t]hat the Court grant Plaintiff leave to file
25 a Second Amended Complaint.” ECF No. 18 at 11.

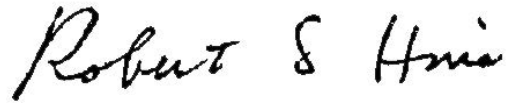
26 The relief that Plaintiff requests refers to a separate and similar case, *Bratt v. MGA*
27 *Entertainment et al.*, No. 23-cv-1457-RSH-VET (S.D. Cal.) (“*Bratt II*”), that Plaintiff filed
28 approximately two months after the Court dismissed this, his first, case. The Court in turn

1 dismissed *Bratt II* on April 5, 2024. In *Bratt II*, Plaintiff has filed a similar motion to set
2 aside the dismissal and for leave to file an amended complaint. The Court will separately
3 consider Plaintiff's motion in *Bratt II*. However, inasmuch as Plaintiff has filed a motion
4 in *Bratt I* that seeks relief in *Bratt II*, the Court denies the motion.

5 Accordingly, Plaintiff's motion is **DENIED**.

6 **IT IS SO ORDERED.**

7 Dated: September 25, 2024



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Hon. Robert S. Huie
United States District Judge

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