

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

DERETHA MILLER, LUETRICIA
FREEMAN BECKER, RALPH HENRY,
NOEMY RODRIGUEZ and TAMBITHA
BANKS, individually, and on behalf of a
class of persons similarly situated

Plaintiffs,

v.

Case No: 2:18-cv-195-FtM-38CM

THE CITY OF FORT MYERS,
RANDALL P. HENDERSON, JR.
and SAEED KAZEMI,

Defendants.

ORDER¹

This matter comes before the Court on Defendants' Motion to Dismiss ([Doc. 12](#)) filed on April 26, 2018. Plaintiffs filed an Amended Complaint ([Doc. 14](#)) on May 10, 2018. Because an amended pleading supersedes an original, motions directed at the superseded pleading are moot. See [Malowney v. Fed. Collection Deposit Grp.](#), 193 F.3d 1342, 1345 n.1 (11th Cir. 1999) ("An amended complaint supersedes an original complaint.").


Accordingly, it is now

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ORDERED:

Defendants' Motion to Dismiss ([Doc. 12](#)) is **DENIED as MOOT.**

DONE and **ORDERED** in Fort Myers, Florida this 11th day of May 2018.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record