UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF FLORIDA TAMPA DIVISION

ANDRZEJ MADURA, ET AL.,

Plaintiffs,

v.

Case No. 8:10-cv-523-T-33AEP

BANK OF AMERICA,

Defendant.

ORDER

This matter is before the Court pursuant to Defendant's Motion to Dismiss (Doc. # 10), which was on March 23, 2010.

On April 5, 2010, Plaintiffs filed an amended complaint (Doc. # 17). Thus, the Motion to Dismiss is rendered moot.

Accordingly, it is

ORDERED, ADJUDGED, and DECREED:

Defendant's Motion to Dismiss (Doc. # 10) is **DENIED AS** MOOT.

 ${\tt DONE}$ and ${\tt ORDERED}$ in Chambers in Tampa, Florida, this ${\tt 21st}$ day of June 2010.

ROINIA M. HERNANDEZ COVINGTON UNITED STATES DISTRICT JUDGE

Copies: All Counsel and Parties of Record