



the trial calendar. Fed. R. Civ. P. 15(a)(1)(A)-(B). In all other situations, amendments are allowed only with the opposing party's written consent or leave of the court. Fed. R. Civ. P. 15(a)(2).

The provisions of Rule 15(a)(1) are not applicable here because Defendants have already served a responsive pleading and more than 20 days have passed since service of the complaint. Thus, the Court will consider Rule 15(a)(2) to determine if Plaintiff's Amended Complaint was properly filed.

There is no indication in the Amended Complaint that Plaintiff received written consent from Defendants to file the amendment. No such written consent has been filed with the Court. Also, Plaintiff did not file a motion requesting permission from the Court to file the amendment.

In light of Plaintiff's failure to abide by the provisions of Rule 15, the Court directs the Clerk to strike Plaintiff's Amended Complaint (Doc. 6). Plaintiff may, of course, attempt to amend her complaint at a later date by complying with Rule 15.

**SO ORDERED**, this the 24<sup>th</sup> day of July, 2009.

*s/ Hugh Lawson*  
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**HUGH LAWSON, SENIOR JUDGE**

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