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UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

KYISHA JONES,	
Plaintiff,	
v.	Case No. 14-cv-12107
JEH JOHNSON, SECRETARY OF HOMELAND SECURITY, et al.,	
Defendants/	

OPINION AND ORDER DENYING DEFENDANTS' MOTION TO DISMISS AND FOR SUMMARY JUDGMENT WITHOUT PREJUDICE

Pending before the court is a Motion to Dismiss and for Summary Judgment, filed by Defendants on October 1, 2014. (Dkt. # 12.) On October 22, 2014, Plaintiff amended her complaint as of right. See Fed. R. Civ. P. 15 (a)(1)(B). This renders the original Complaint a nullity. *Drake v. City of Detroit*, 266 F. App'x 444, 448 (6th Cir. 2008). Accordingly,

IT IS ORDERED that Defendants' Motion to Dismiss and for Summary Judgment (Dkt. # 12) is DENIED WITHOUT PREJUDICE.

IT IS FURTHER ORDERED that the previously granted Motion for Leave to File Excess Pages applies to any motion filed in response to the First Amended Complaint.

s/Robert H. Cleland
ROBERT H. CLELAND
UNITED STATES DISTRICT JUDGE

Dated: October 30, 2014

I hereby certify that a copy of the foregoing document was mailed to counsel of record on this date, October 30, 2014, by electronic and/or ordinary mail.

s/Lisa Wagner
Case Manager and Deputy Clerk (313) 234-5522