

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

ALEXANDER ASSOC., INC.,

Plaintiff,

Case No. 17-cv-10462
Hon. Matthew F. Leitman

v.

PARKWAY PRODUCTS, LLC,

Defendant.

/

**ORDER (1) DIRECTING PLAINTIFF TO FILE A FIRST AMENDED
COMPLAINT AND (2) TERMINATING DEFENDANT'S MOTION
TO DISMISS (ECF #6) AS MOOT**

On February 13, 2017, Plaintiff Alexander Associates, Inc. filed a Complaint in this Court against Defendant Parkway Products, LLC. (*See* Compl., ECF #1.) On April 18, 2017, Parkway moved to dismiss the Complaint. (*See* ECF #6.) Alexander Associates filed a response (*see* ECF #8) and Parkway filed a reply (*see* ECF #9).

The Court held an on-the-record telephonic status conference regarding Parkway's motion to dismiss on August 24, 2017. (*See* ECF #11.) For the reasons stated on the record during the conference, **IT IS HEREBY ORDERED** as follows:

1. Alexander Associates shall file a First Amended Complaint by no later than September 14, 2017.
2. Parkway shall respond to the First Amended Complaint by no later than October 5, 2017.

3. In light of the forthcoming First Amended Complaint, Parkway's motion to dismiss is **TERMINATED AS MOOT**.

IT IS SO ORDERED.

s/Matthew F. Leitman

MATTHEW F. LEITMAN

UNITED STATES DISTRICT JUDGE

Dated: August 25, 2017

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on August 25, 2017, by electronic means and/or ordinary mail.

s/Holly A. Monda

Case Manager

(810) 341-9764