

1
2
3
4 **UNITED STATES DISTRICT COURT**
5 **DISTRICT OF NEVADA**
6

7 CHRIS HOWARD,

8 Plaintiff,

9 vs.

10 DAVID FOLEY, et al.,

11 Defendants.
12

Case No. 2:13-cv-00028-MMD-GWF

ORDER

Motion to Strike (#4)

13 This matter comes before the Court on Plaintiff's Motion to Strike Exhibit A to his
14 Complaint (#4), filed on January 17, 2013. Plaintiff filed his Complaint (#1) on January 7, 2013.
15 Defendants have not yet filed an answer. Plaintiff now represents that he inadvertently filed as
16 Exhibit A to his Complaint a document upon which he intended to make redactions. Plaintiff
17 therefore seeks to strike Exhibit A from his Complaint. Under Federal Rule of Civil Procedure
18 15(a)(1)(B), Plaintiff is also permitted to amend his Complaint one time as a matter of course until
19 21 days after being served with an answer. Accordingly,

20 **IT IS HEREBY ORDERED** that Plaintiff's Ex Parte Motion to Strike Exhibit A to
21 Plaintiff's Complaint (#4) is **granted**.

22 **IT IS FURTHER ORDERED** that Exhibit A to Plaintiff's Complaint (#1) is **stricken**.

23 DATED this 23rd day of January, 2013.
24

25 
26 GEORGE FOLEY, JR.
27 United States Magistrate Judge
28