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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

Steven Ringelberg,  
Plaintiff

v.

Vanguard Integrity Professionals-Nevada, Inc., et al.,  
Defendants

2:17-cv-01788-JAD-PAL

**Order**

[ECF Nos. 33, 34]

10 On February 5, 2018, plaintiff filed a Third Amended Complaint<sup>1</sup> with leave of court,<sup>2</sup>  
11 superseding his Second Amended Complaint.<sup>3</sup> The new complaint moots Defendants' Motion to  
12 Dismiss Plaintiff's Second Amended Complaint,<sup>4</sup> which was filed with a motion to seal.<sup>5</sup> So I deny  
13 the motion to dismiss the second amended complaint without prejudice to the defendants' ability to  
14 file a new motion to dismiss the third-amended complaint. Because the motion to dismiss the  
15 second-amended complaint was based on a confidential document, I find a compelling reason<sup>6</sup> to seal  
16 the motion and grant the motion to seal that now-mooted motion. So, the motion to dismiss the  
17 second-amended complaint will remain under seal.

18 Accordingly, IT IS HEREBY ORDERED that:

- 19 • Defendants' Motion to Dismiss Plaintiff's Second Amended Complaint [ECF No. 34] is  
20 **DENIED** without prejudice as moot;

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22 <sup>1</sup> ECF No. 87.

23 <sup>2</sup> ECF No. 86.

24 <sup>3</sup> ECF No. 19.

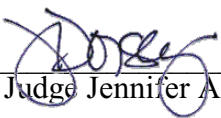
25 <sup>4</sup> ECF No. 34. *Lacey v. Maricopa Cty.*, 693 F.3d 896, 927 (9th Cir. 2012) (“the general rule is that  
26 an amended complaint supersedes the original complaint and renders it without legal effect”).

27 <sup>5</sup> ECF No. 33.

28 <sup>6</sup> *Kamakana v. City and County of Honolulu*, 447 F.3d 1172, 1182 (9th Cir. 2006).

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• Defendants' Motion to Seal that now-mooted motion [ECF No. 33] is GRANTED.  
Dated February 20, 2018.

  
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U.S. District Judge Jennifer A. Dorsey