

amended complaint “supersedes the original version in providing the blueprint for the future course of a lawsuit.” See Snyder v. Pascack Valley Hosp., 303 F.3d 271, 276 (3d Cir. 2002).

Plaintiff’s Amended Complaint was timely filed. Rule 15(a)(1)(B) permits a party to amend its pleading “as a matter of course” within twenty-one days after service of a motion under Rule 12(b). Defendant filed a motion to dismiss on February 22, 2017, and Plaintiff filed the Amended Complaint on March 6, 2017. The Amended Complaint (dkt. 5) is now the operative pleading in this matter. See Snyder, 303 F.3d at 276.

The filing of the Amended Complaint mooted Defendant’s motion to dismiss the original Complaint. See Croker v. Applica Consumer Prods., Inc., No. 05-3054, 2006 U.S. Dist. LEXIS 14464, at *1 (D.N.J. Mar. 10, 2006) (“[B]ecause Plaintiffs have now amended their Complaint, Defendants’ motion to dismiss is moot and will be denied without prejudice.”). See also Harlow v. Chanree Constr. Co., No. 16-8360, 2017 U.S. Dist. LEXIS 22711, at *2 (D.N.J. Feb. 17, 2017); Harnish v. Widener Univ. School of Law, No. 12-608, 2012 U.S. Dist. LEXIS 92375, at *6–7 (D.N.J. July 3, 2012).

Because Defendant’s motion to dismiss the original Complaint is now moot, we will deny the motion without prejudice.²

We will enter an appropriate order.

s/ Mary L. Cooper
MARY L. COOPER
United States District Judge

Dated: March 31, 2017

² Defendant has since moved to dismiss the Amended Complaint (dkt. 7), and Plaintiff will have the opportunity to brief her opposition. See Croker, 2006 U.S. Dist. LEXIS 14464, at *5–6.