

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CODY PEPPER ET AL.,

Plaintiffs,

21-cv-6581 (JGK)

- against -

ORDER

FLUENT, INC. ET AL.,

Defendants.

JOHN G. KOELTL, District Judge:

Because the plaintiff has filed an amended complaint and the defendants intend to file another motion to dismiss, see ECF Nos. 33, 38, the defendants' motion to dismiss and to compel arbitration, ECF No. 30, is **denied** without prejudice as moot.

There is no need for a pre-motion conference. The defendants may file a motion to dismiss the first amended complaint by **February 4, 2022**. The response is due by **February 18, 2022**. The reply is due by **March 1, 2022**.

The Clerk is directed to close Docket Nos. 30 and 38.

SO ORDERED.

Dated: New York, New York  
January 7, 2022

  
John G. Koeltl  
United States District Judge