

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JORDAN I. RUIZ,

Plaintiff,

v.

WESTCHESTER COUNTY, *et al.*,

Defendants.

No. 18-CV-7007 (KMK)

ORDER

KENNETH M. KARAS, United States District Judge:

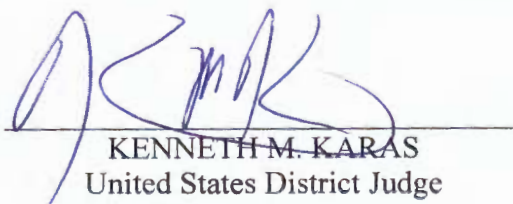
On May 10, 2019, Defendants filed a Motion To Dismiss Plaintiff's Amended Complaint. (Dkt. No. 21.) On July 11, 2019, after receiving no opposition papers from Plaintiff, the Court confirmed that it considered the Motion To Dismiss fully submitted. (Dkt. No. 26.)

However, on December 16, 2019, Plaintiff filed a Second Amended Complaint. (Dkt. No. 27.) Accordingly, Defendants are now ordered to explain to the Court how they intend to proceed, namely, whether they intend to withdraw the pending Motion To Dismiss and respond to the newly filed Second Amended Complaint instead. Defendants are instructed to file a letter with the Court indicating their position and proposal by January 3, 2020.

The Clerk of Court is respectfully requested to mail a copy of this Order to Plaintiff.

SO ORDERED.

Dated: December 18, 2019  
White Plains, New York

  
KENNETH M. KARAS  
United States District Judge