

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
No. 5:15-CV-210-D

IMPLUS FOOTCARE, LLC,)
)
 Plaintiff,)
)
 v.)
)
GO FIT, LLC,)
)
 Defendant.)

ORDER

On July 20, 2015, defendant moved to dismiss certain parts of plaintiff's complaint for failure to state a claim upon which relief can be granted. See [D.E. 10]; Fed. R. Civ. P. 12(b)(6). On August 10, 2015, plaintiff responded. See [D.E. 15]. On August 27, 2015, defendant replied. See [D.E. 18].

The court has reviewed the motion under the governing standard. Defendant's motion to dismiss [D.E. 10] is DENIED.

SO ORDERED. This 31 day of August 2015.



JAMES C. DEVER III
Chief United States District Judge