

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
1:12cv86**

LW CONSTRUCTION OF)
CHARLESTON, LLC,)
)
Plaintiff,)
)
v.)
)
SOUTHERN MECHANICAL OF)
THE CAROLINAS, INC., CHAD)
COOKE, THE HANOVER)
INSURANCE COMPANY,)
)
Defendant.)
)

ORDER

Defendant The Hanover Insurance Company (“Defendant”) file a Motion to Dismiss the Complaint [# 9]. Subsequently, Plaintiff filed an Amended Complaint. The filing of an amended complaint supercedes the original complaint and renders it void of any legal function in the case. Young v. City of Mount Ranier, 238 F.3d 567, 572 (4th Cir. 2001). Accordingly, the Court **DENIES as moot** Defendant’s Motion to Dismiss [# 9].

Signed: July 13, 2012



Dennis L. Howell
United States Magistrate Judge

