

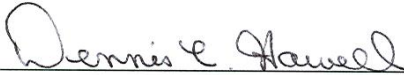
**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
1:14cv250**

**BRONCO CONSRUCTION, INC.,** )  
 )  
 )  
 **Plaintiff,** )  
 )  
 **v.** )  
 )  
 **SCHOTTEN FENSTER LLC, et al.,** )  
 )  
 **Defendants.** )  
 \_\_\_\_\_ )

**ORDER**

Pending before the Court is the Motion to Dismiss [#6]. Defendants move to dismiss the Complaint. On October 1, 2014, Plaintiff filed an Amended Complaint. The filing of an amended pleading supersedes the original pleading 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** the Motion to Dismiss [# 6].

Signed: October 13, 2014



Dennis L. Howell  
United States Magistrate Judge

