

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CIVIL CASE NO. 1:15-cv-00039-MR**

SCOTT COLE, III,)	
)	
Plaintiff,)	
)	
vs.)	<u>ORDER</u>
)	
WELLS FARGO BANK, N.A.,)	
)	
Defendant.)	
_____)	

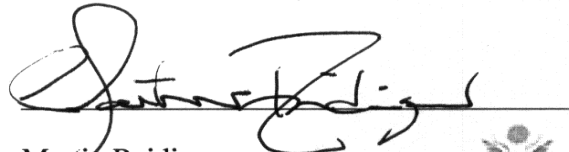
THIS MATTER is before the Defendant’s Motion to Dismiss [Doc. 5] and the Plaintiff’s Amended Complaint [Doc. 7].

The Defendant has moved to dismiss the Plaintiff’s Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure. [Doc. 5]. In response, the Plaintiff filed an Amended Complaint pursuant to Rule 15(a)(1)(B) of the Federal Rules of Civil Procedure. [Doc. 7]. With the filing of the Amended Complaint, the Defendant’s pending Motion to Dismiss is rendered moot.

IT IS, THEREFORE, ORDERED that the Defendant’s Motion to Dismiss [Doc. 5] is **DENIED AS MOOT**.

IT IS SO ORDERED.

Signed: April 20, 2015


Martin Reidinger
United States District Judge

