## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO EASTERN DIVISION

INHALATION PLASTICS, INC.,

Plaintiff,

Case No. 2:07-cv-00116

v.

JUDGE GEORGE C. SMITH Magistrate Judge King

MEDEX CARDIO-PULMONARY, INC.,

Defendant.

## **ORDER**

On the unopposed motion of plaintiff Inhalation Plastics, Inc., Doc. No. 181, plaintiff is **GRANTED** leave to file a third amended complaint.

The Clerk is **DIRECTED** to file the *Third Amended Complaint*, which is attached to the motion.

With the filing of the *Third Amended Complaint*, the motion to dismiss, Doc. No. 179, is now moot. The Clerk is **DIRECTED** to remove Doc. No.179 from the Court's pending motions list.

<u>s/Norah McCann King</u>Norah McCann KingUnited States Magistrate Judge

January 3, 2012