

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**JOHN F. KENDLE,**

**Plaintiff,**

**v.**

**WHIG ENTERPRISES, LLC, et al.,**

**Defendants.**

**Case No. 2:15-cv-1295**

**JUDGE GREGORY L. FROST**

**Magistrate Judge Norah McCann King**

**ORDER**

In light of the filing of Plaintiff's amended complaint (ECF No. 10), the pending motion to dismiss (ECF No. 7) is moot. The Court therefore **DIRECTS** the Clerk to terminate this motion on the docket as moot.

**IT IS SO ORDERED.**

**/s/ Gregory L. Frost**

**GREGORY L. FROST**

**UNITED STATES DISTRICT JUDGE**