

Opinion. If Plaintiff chooses to file a second amended complaint, he must file the second amended complaint no later than **January 4, 2016**.

3. Plaintiff's Motion for Leave to Amend, ECF No. 30, is **DENIED as moot**.
4. Plaintiff's Motions to Compel Discovery, ECF Nos. 23, 32, 39, 40, and 41, are **DENIED without prejudice**.
5. Plaintiff's Motion for Appointment of Counsel, ECF No. 31, is **DENIED without prejudice**.

BY THE COURT:

/s/ Joseph F. Leeson, Jr.

JOSEPH F. LEESON, JR.

United States District Judge