## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JOSE EUCEDA, on behalf of himself and similarly situated employees,

Plaintiff,

CIVIL ACTION NO. 3:C-12-0895 (JUDGE CAPUTO)

٧.

MILLWOOD, INC.,

Defendant.

## **ORDER**

**NOW**, this 13<sup>th</sup> day of November, 2012, **IT IS HEREBY ORDERED** that:

- (1) Jose Euceda's Motion for Leave to File a Second Amended Complaint or, Alternatively, for an Extension of His Time to Respond to Defendant's Pending Motion to Dismiss (Doc. 12) is GRANTED. Plaintiff shall file his Second Amended Complaint within twenty-one (21) days from the date of entry of this Order.
- (2) Millwood, Inc.'s Motion to Dismiss Plaintiff's First Amended Complaint (Doc. 10) is **DENIED** as moot.

/s/ A. Richard Caputo
A. Richard Caputo
United States District Judge