

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

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| ARNOLD E. LANE, <i>et al.</i> , |) | |
| |) | |
| Plaintiffs, |) | |
| |) | No. 3:11-CV-325 |
| v. |) | (VARLAN/GUYTON) |
| |) | |
| VITTORIA, S.p.A., <i>et al.</i> , |) | |
| |) | |
| Defendants. |) | |

MEMORANDUM AND ORDER

This case is before the undersigned pursuant to 28 U.S.C. § 636, the Rules of this Court, and Standing Order 13-02. Now before the Court is Plaintiffs' Motion to Amend Complaint [Doc. 34]. The Plaintiffs move the Court to allow them to amend the description of damages and the *ad damnum* clause in their Complaint.

The Court finds, first, that no party has responded in opposition to the Motion to Amend Complaint [Doc. 34], and the time for doing so has expired, E.D. Tenn. L.R. 7.1. The Court may treat this failure to respond as acquiescence to the relief sought. See E.D. Tenn. L.R. 7.2.

In addition, the Court finds that the Plaintiffs have complied with Local Rule 15.1, and the Court finds that the Plaintiffs have demonstrated appropriate grounds for granting leave to amend under Rule 15 of the Federal Rules of Civil Procedure.

Based upon the foregoing, the Motion to Amend [**Doc. 34**] is **GRANTED**. The Clerk of Court **SHALL DOCKET** the proposed Amended Complaint, [Doc. 34-1], as the Plaintiffs' Amended Complaint in this case.

IT IS SO ORDERED.

ENTER:

/s H. Bruce Guyton
United States Magistrate Judge