

Plaintiffs were granted leave to file a Supplemental Amended Complaint under Rule 15(d). (See ECF No. 58) (the "Supplemental Amended Complaint.")

Because the Complaint has been amended twice, Defendant's Motion to Dismiss is DENIED AS MOOT, without prejudice to its right to renew the arguments in its Motion in response to the Supplemental Amended Complaint.

So ordered this 28th day of March, 2012.

s/ Samuel H. Mays, Jr. _____
SAMUEL H. MAYS, JR.
UNITED STATES DISTRICT JUDGE