

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

RICKY B. PERRITT, Individually; §
THE CUPCAKERY, LLC, a Texas Limited §
Liability Company; BUSTER BAKING, §
LLC, a Texas Limited Liability Company; §
THE WOODLANDS BAKING, LLC, §
a Texas Limited Liability Company; §
CUSTOM VERSION CORPORATION, §
a Texas Corporation §

Plaintiffs, §

Civil Action No. 4:11-CV-23

v. §

PAMELA F. JENKINS, Individually; and §
THE CUPCAKERY LLC, a Nevada §
Limited Liability Company §

Defendants. §

ORDER DENYING DEFENDANTS’ MOTION TO DISMISS

Before the Court is Defendants’ Motion to Dismiss (Docket No. 21) and Plaintiffs’ Response to the same. Having considered the parties’ submissions on the matter, the Court hereby **DENIES** Defendants’ Motion to Dismiss as **MOOT**.

IT IS THEREFORE ORDERED that Defendants’ Motion to Dismiss (Docket No. 21) is **DENIED**.