

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

JIMMY LIPTON,

Plaintiff,

v.

OZARK MOTOR LINES INC et al.,

Defendants.

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Civil Action No. 3:23-CV-2372-X

MEMORANDUM OPINION AND ORDER

This case is about a car accident. Plaintiff Jimmy Lipton sued in state court, and Defendants Ozark Motor Lines, Inc. and Taiwan Williams removed the case.¹ Within a week of removing the case, Defendants filed a motion to dismiss.² Plaintiff filed a response to the motion to dismiss (albeit a week late) that included a motion for leave to amend his complaint.³ Defendants never filed a response to Plaintiff's motion for leave to amend his complaint nor a reply to their motion to dismiss. As the Court must "freely give leave when justice so requires,"⁴ and Defendants never responded, the Court **GRANTS** Plaintiff's motion for leave to amend his complaint (Doc. 6) and **FINDS AS MOOT** Defendants' motion to dismiss (Doc. 5).

IT IS SO ORDERED this 4th day of June, 2024.

¹ Doc. 1.

² Doc. 5.

³ Doc. 6.

⁴ FED. R. CIV. P. 15(a)(2).

A handwritten signature in black ink, reading "Brantley Starr". The signature is written in a cursive style with a horizontal line underneath it.

BRANTLEY STARR
UNITED STATES DISTRICT JUDGE