

1 THE HONORABLE JOHN C. COUGHENOUR

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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 KING COUNTY,

10 Plaintiff,

11 v.

12 CITY OF SAMMAMISH,

13 Defendant.

CASE NO. C17-0921-JCC

MINUTE ORDER

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15 The following Minute Order is made by direction of the Court, the Honorable John C.
16 Coughenour, United States District Judge:

17 This matter comes before the Court on Defendant's motion to dismiss for lack of
18 jurisdiction (Dkt. No. 16) and Plaintiff's subsequent amended complaint (Dkt. No. 18).
19 Defendant's motion alleged that Plaintiff's initial complaint failed to present a federal question
20 sufficient to create jurisdiction under 28 U.S.C. § 1331. (Dkt. No. 16 at 1.) Plaintiff's amended
21 complaint alleged multiple new federal claims. (Dkt. No. 18 at 16-18.)

22 Defendant recognizes that, in light of the amended complaint, it would not be appropriate
23 for the Court to rule on its motion to dismiss at this time. (Dkt. No. 28 at 2.) Defendant intends to
24 move for summary judgment dismissal of the newly alleged claims. (*Id.*) If that motion is
25 granted, the original complaint will become the operative pleading again and Defendant's motion
26 to dismiss will again be appropriate to consider.

