

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ASHLEY POPA,

CASE NO. C23-0294JLR

Plaintiff,

## ORDER

V.

PSP GROUP, LLC, et al.,

## Defendants.

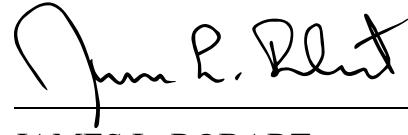
15 On October 24, 2023, the court granted Defendant PSP Group, LLC’s (“PSP”)  
16 motion to dismiss Plaintiff Ashley Popa’s first amended complaint. (10/24/23 Order  
17 (Dkt. # 67).) The court concluded that Ms. Popa failed to plausibly allege that she  
18 suffered a cognizable injury-in-fact and, as a result, she had not demonstrated that she  
19 had Article III standing to pursue her claims. (*Id.* at 5-13.) Thus, the court dismissed Ms.  
20 Popa’s claims without prejudice for lack of subject matter jurisdiction. (*Id.* at 13). The  
21 court granted Ms. Popa leave to amend based on its conclusion that it was possible that  
22 she might be able to cure the deficiencies in her complaint. (*Id.*)

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1 Ms. Popa did not, however, amend her complaint. (*See generally* Dkt.) Instead,  
2 on November 22, 2023, she filed a notice of election to stand on her first amended  
3 complaint and request for entry of a final order in this case. (Notice (Dkt. # 69).) Ms.  
4 Popa informed the court that she intended to stand on the allegations in her first amended  
5 complaint and asked the court to enter a final order dismissing this case so that she may  
6 file an appeal. (*Id.*) On November 27, 2023, the court ordered PSP and Defendant  
7 Microsoft Corporation (“Microsoft”) to show cause why the court should not grant Ms.  
8 Popa’s request. (11/27/23 Order (Dkt. # 70) at 2.) PSP and Microsoft timely filed a joint  
9 response in which they state that they “do not object to the court issuing a final order and  
10 judgment of dismissal in accordance with Ms. Popa’s request.” (Resp. (Dkt. # 71) at 1.)

11 Accordingly, the court GRANTS Ms. Popa’s request for entry of a final order and  
12 judgment of dismissal (Dkt. # 69) and DISMISSES this matter without prejudice for lack  
13 of standing for the reasons set forth in its October 24, 2023 order (Dkt. # 67).

14 Dated this 1st day of December, 2023.

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18 JAMES L. ROBART  
19 United States District Judge  
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