

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

STEVEN HAFERMANN,

Plaintiff,

v.

WISCONSIN DEPARTMENT OF CORRECTIONS
and ROBERT HUMPHREYS,

Defendants.

ORDER

14-cv-615-bbc

Plaintiff Steven Hafermann has filed an amended complaint within the time allowed under Fed. R. Civ. 15(a)(1)(B). As a result, the motion to dismiss filed by defendant Robert Humphreys, dkt. #7, is DENIED as moot. National Pork Producers Council v. Jackson, 09-cv-73-slc, 2009 WL 1255557, *1 (W.D. Wis. May 1, 2009) ("Because plaintiffs' amended complaint is now the operative pleading, the motion to dismiss plaintiffs' original complaint is now moot."). If defendant believes that the amended complaint is deficient, he must file a renewed motion.

Entered this 10th day of December, 2014.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge