

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

BEAUMONT BRANCH OF THE NAACP and
JESSICA DAYE,

Plaintiffs,

v.

JEFFERSON COUNTY, TEXAS and JEFFERSON
COUNTY COMMISSIONERS COURT, LAURIE
LEISTER, in her official capacity as the JEFFERSON
COUNTY CLERK, and MARY BETH BOWLING, in
her official capacity as the PRESIDING JUDGE OF
THE JOHN PAUL DAVIS COMMUNITY CENTER,

Defendants.

Civil Action No. 22 Civ. 488 (MJT)

Notice of Mootness Regarding Defendants' Motion to Dismiss (Dkt. 31)

Plaintiffs Beaumont Branch of the NAACP and Jessica Daye (collectively, "Plaintiffs") file this Notice of Mootness Regarding Defendants' Motion to Dismiss (Dkt. 31) and would show the Court as follows:

On November 7, 2022, Plaintiffs filed their original Complaint (Dkt. 1). On November 29, 2022, Defendants Jefferson County, Jefferson County Commissioners Court, Laurie Leister, and Mary Beth Bowling (collectively, "Defendants") filed a Motion to Dismiss the original Complaint (Dkt. 31). On December 13, 2022, Plaintiffs filed their First Amended Complaint pursuant to Federal Rule of Civil Procedure 15(a)(1)(B). The filing of the First Amended Complaint moots Defendants' Motion to Dismiss. *See McMurdy v. Boston Sci. Corp.*, 2019 U.S. Dist. LEXIS 199861, at *3 (E.D. Tex. Nov. 19, 2019) ("Accordingly, the filing of an amended complaint moots a motion to dismiss the original complaint.").

Dated: December 13, 2022

/s/ Jeffrey G. Homrig

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Attorneys for Plaintiffs Beaumont Branch of the NAACP and Jessica Daye

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CERTIFICATE OF SERVICE

I hereby certify that on December 13, 2022, a true and correct copy of the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

/s/ Jeffrey G. Homrig

Jeffrey G. Homrig (Bar No. 24129988)

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