



JTRE Manhattan Avenue LLC et al v. Capital One, N.A.

2021 | Cited 0 times | S.D. New York | September 3, 2021

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

VALERIE CAPRONI, United States District Judge:

WHEREAS on August 12, 2021, Defendants filed a motion to dismiss (Dkt. 23); WHEREAS the Court ordered that not later than September 2, 2021, Plaintiffs must either respond in opposition to the motion to dismiss or file a Second Amended Complaint (Dkt. 10); and

WHEREAS on September 2, 2021, Plaintiffs filed a Second Amended Complaint (Dkt. 26);

IT IS HEREBY ORDERED that Defendant's motion to dismiss is DENIED as moot. Not later than September 23, 2021, Defendant must either file an answer to the Second Amended Complaint or move to dismiss the Second Amended Complaint.

The Clerk of Court is respectfully directed to terminate the open motion on Dkt. 23.

SO ORDERED.

_____ Date: September 3, 2021 VALERIE CAPRONI

New York, New York United States District Judge

----- JTRE MANHATTAN AVENUE LLC and JTRE
807 MANHATTAN AVENUE LLC,

Plaintiffs, -against- CAPITAL ONE, N.A.,

Defendant. -----

X :::::::::: X

21-CV-5714 (VEC)

ORDER

9/3/2021 USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED:



JTRE Manhattan Avenue LLC et al v. Capital One, N.A.

2021 | Cited 0 times | S.D. New York | September 3, 2021

----- VALERIE CAPRON N N N N N N N N N
N N N N N N N NI

