

TEXT ORDER: Before the Court is the Senate Defendants' Motion to Dismiss Counts Three and Four of Plaintiffs' Second Amended Complaint pursuant to Federal Rule of Civil Procedure Rule 12(b)(6) for failure to state a claim upon which relief may be granted. (Dkt. No. 178). Plaintiffs filed a Third Amended Complaint on May 6, 2022. (Dkt. No. 267). As Plaintiffs' Third Amended Complaint is now the controlling pleading in this case, the Senate Defendants' Motion to Dismiss is based on a superseded pleading and is DENIED AS MOOT. (Dkt. No. 178). AND IT IS SO ORDERED. Entered at the Direction of the Honorable Toby J. Heytens, Honorable Margaret B Seymour, and Honorable Richard M. Gergel on 6/28/22.(ltap, ) (Entered: 06/28/2022)