

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION

BRUCE AND WENDY ANDERSON,

Plaintiffs,

v.

Case No. 3:07-cv-844-J-25JRK

AMWAY/QUIXTAR, INC., etc.. *et al*,

Defendants.

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**ORDER**

This Cause is before the Court on Defendant Donald E. Christopher's Motion to Dismiss (Dkt. 5) and Plaintiffs' Motion to Amend (Dkt. 6) which also constitutes a response to the Motion to Dismiss. Also before the Court is Defendant Amway's Motion for Extension of Time to File Response to Motion to Vacate (Dkt. 25) which is granted.

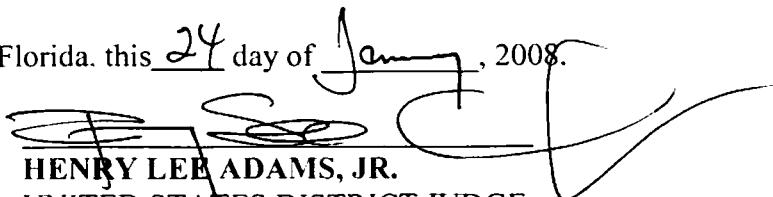
The Court observes that Plaintiffs have filed numerous improper pleadings. Plaintiffs' Motion to File Corrected Civil Cover Sheet (Dkt. 18) is denied and Plaintiff's Response to Answer (Dkt. 28) is stricken. The Plaintiffs have filed *three* pleadings in support of their Motion to Vacate. The Court will consider these pleadings but in the future, Plaintiffs are admonished that they are expected to review and follow the Federal Rules of Civil Procedure and the Local Rules of this Court.

Regarding the Motion to Dismiss, as argued by Defendant Christopher. Plaintiffs' Amended Complaint alleges a "hodgepodge of disjointed and conclusory accusations against one corporate defendant and three individual defendants." However, Mr. Christopher's Motion to

Dismiss is based solely on the lack of diversity jurisdiction in this case. Plaintiffs' response seeks to amend the Amended Complaint to allege federal question jurisdiction. Considering Plaintiffs' *pro se* status, the Court will grant the relief and construe the Complaint as alleging federal question jurisdiction. Accordingly, it is **ORDERED**:

1. Defendant Christopher's Motion to Dismiss (Dkt. 5) is **DENIED**;
2. Plaintiffs' Motion to Amend (Dkt. 6) is **GRANTED**;
3. Defendant Amway's Motion for Extension of Time to File Response to Motion to Vacate (Dkt. 25) is **GRANTED**. Defendant Amway shall have until the close of business on **January 31, 2008** to file its response;
4. Plaintiffs' Motion to File Corrected Civil Cover Sheet (Dkt. 18) is **DENIED**;
5. Plaintiffs' Response to Answer (Dkt. 28) is **STRICKEN**. The clerk is directed to delete this pleading from the docket in this case.

**DONE AND ORDERED** at Jacksonville, Florida, this 24 day of January, 2008.



**HENRY LEE ADAMS, JR.**  
UNITED STATES DISTRICT JUDGE

Copies to:  
Counsel of Record