

FILED

JUL 26 2019

UNITED STATES DISTRICT COURT CLERK, U.S. DISTRICT COURT,
WESTERN DISTRICT OF TEXAS WESTERN DISTRICT OF TEXAS
BY _____ DEPUTY CLERK
SAN ANTONIO DIVISION

DONALD L. HILTON, JR,
Plaintiff,

v.

NICOLE PRAUSE and LIBEROS LLC,
Defendant.

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Civil Action No. 5:19-cv-00755-OLG

ORDER

On this day, the Court considered Plaintiff’s Motion for Leave to File Amended Complaint (docket no. 5). Having reviewed the motion, the Court finds that it should be GRANTED.

Federal Rule of Civil Procedure 15 gives broad latitude to amend pleadings before trial. Under Rule 15(a)(2), the Court “should freely give leave” to amend “when justice so requires.” This rule “evinces a bias in favor of granting leave to amend,” *Rosenzweig v. Azurix Corp.*, 332 F.3d 854, 863 (5th Cir. 2003), and absent a significant reason, “such as undue delay, bad faith, dilatory motive, or undue prejudice to the opposing party, ‘the discretion of the district court is not broad enough to permit denial’.” *Martin’s Herend Imports, Inc. v. Diamond & Gem Trading United States of Am. Co.*, 195 F.3d 765, 770 (5th Cir. 1999) (quoting *Dussouy v. Gulf Coast Inv. Corp.*, 660 F.2d 594, 598 (5th Cir. 1981)).

Given Rule 15’s bias towards allowing leave to amend, the Court finds no substantial reason that would justify denying Plaintiff the opportunity to amend its complaint. As a result, the Court finds that leave should be GRANTED.

IT IS THEREFORE ORDERED that Plaintiff’s Motion for Leave to File Amended Complaint (docket no. 5) is **GRANTED**.

It is so **ORDERED**.

SIGNED this 26 day of July, 2019.



ORLANDO L. GARCIA
CHIEF UNITED STATES DISTRICT JUDGE