

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 11-62525-CIV-DIMITROULEAS/SNOW

NASRA M. ARAFAT,

Plaintiff,

vs.

SCHOOL BOARD OF
BROWARD COUNTY,

Defendant.

ORDER DENYING PLAINTIFF'S MOTION FOR LEAVE TO FILE FURTHER FACTS

THIS CAUSE is before the Court upon Plaintiff's Motion for Leave to File Further Facts [DE 37], filed June 5, 2012. The Court has carefully considered the Motion and is otherwise fully advised in the premises.

Plaintiff believes that Defendant's Reply in support of its motion to dismiss contains "technical legal issue[s]" and is "contrary to essential facts." As a result, Plaintiff wants leave to file additional facts with the Court.

The Court's review at the motion to dismiss stage is limited to the allegations of the complaint, documents central to or referenced in the complaint, and judicially noticed facts. *La Grasta v. First Union Sec., Inc.*, 358 F.3d 840, 845 (11th Cir. 2004). Plaintiff's attempt to augment the facts at this stage are inappropriate. Likewise, if Plaintiff is correct that the Defendant inappropriately inserted new facts in its Reply, the Court will disregard those facts. The Court notes that if Plaintiff believes that she omitted essential facts from her Amended

Complaint [DE 33], she may file a motion for leave to file a Second Amended Complaint, which this Court would consider at that time.

Accordingly, it is **ORDERED AND ADJUDGED** that Plaintiff's Motion for Leave to File Further Facts [DE 37] is **DENIED**.

DONE AND ORDERED in Chambers at Fort Lauderdale, Broward County, Florida, this 5th day of June, 2012.


WILLIAM P. DIMITROULEAS
United States District Judge

Copies furnished to:

Counsel of Record

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