

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

STATE OF NEBRASKA, by and through)	
JON BRUNING, ATTORNEY GENERAL OF)	
THE STATE OF NEBRASKA, et al.,)	
)	
Plaintiffs,)	Civil Action No.
)	4:12-cv-03035-CRZ
)	
v.)	
)	
UNITED STATES DEPARTMENT OF HEALTH)	
AND HUMAN SERVICES, et al.,)	
)	
Defendants.)	

DEFENDANTS' MOTION TO DISMISS

Pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6), defendants hereby move to dismiss this action. The grounds for this motion are set forth in the accompanying memorandum.

Respectfully submitted this 30th day of April, 2012,

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Acting Assistant Attorney General

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s/ Michelle R. Bennett
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CERTIFICATE OF SERVICE

I certify that on this 30th day of April 2012, I caused a copy of the foregoing Defendants' Motion to Dismiss to be filed electronically and that the document is available for viewing and downloading from the ECF system.

s/ Michelle R. Bennett
Michelle R. Bennett