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Luzerne County Board of Elections

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

**DONALD J. TRUMP FOR
PRESIDENT, INC., et al.,**

Plaintiffs,

v.

KATHY BOOCKVAR, et al.,

Defendants.

Civil Action No. 2:20-cv-966-NR

JUDGE J. NICHOLAS RANJAN

MOTION TO DISMISS

Pursuant to Federal Rule of Civil Procedure 12, Defendant Luzerne County Board of Elections (“Defendant”), by and through its undersigned counsel, hereby respectfully requests that this Court dismiss the Amended Complaint of Plaintiffs Donald J. Trump for President, Inc., *et al.* for the reasons set forth in Defendant’s Brief in Support, which has been filed concurrently with this motion, and for the reasons set forth in the Motions to Dismiss and supportive briefs in which Defendant joins.

WHEREFORE, Defendant Luzerne County Board of Elections respectfully requests that this Honorable Court grant its motion and dismiss Plaintiffs’ Amended

Complaint and grant any other relief this Honorable Court deems necessary and appropriate.

Respectfully submitted:

s/ Regina M. Blewitt

Lawrence J. Moran, Jr. (PA ID No. 316253)

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Attorneys for Defendant

Luzerne County Board of Elections

DATED: July 31, 2020

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this date a true and correct copy of the foregoing Motion of Defendant Luzerne County Board of Elections Pursuant to Rule 12 was filed electronically and served via the Court's CM/ECF system, pursuant to the Federal Rules of Civil Procedure.

s/ Regina M. Blewitt

Regina M. Blewitt

DATED: July 31, 2020

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**CERTIFICATE PURSUANT TO SECTION II(c) OF
JUDGE RANJAN'S PRACTICES AND PROCEDURES**

I, Regina M. Blewitt, counsel for Defendant, Luzerne County Board of Elections, hereby certify that I contacted Plaintiffs' counsel via email, and that Plaintiffs' concurrence in the foregoing Motion was not obtained.

/s/Regina M. Blewitt

Regina M. Blewitt

Date: July 31, 2020