IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF GEORGIA AUGUSTA DIVISION

BRIAN D SWANSON,

Plaintiff,

v.

Civil Action No.: 1:21-cv-00020-JRH-BKE

STATE OF GEORGIA.

Defendant.

STATE OF GEORGIA'S MOTION TO DISMISS COMPLAINT

The State of Georgia moves this Court to dismiss Plaintiffs' complaint in its entirety pursuant to the Eleventh Amendment of the Constitution and Fed. R. Civ. P. 12(b)(1), (5), and (6). In support of its motion, the State of Georgia relies on its Brief in Support of the Motion to Dismiss, which is filed with this motion.

Respectfully submitted, this 19th day of March, 2021.

Christopher M. Carr 112505

Attorney General

Bryan K. Webb 743580

Deputy Attorney General

/s/ Russell D. Willard

Russell D. Willard 760280

Senior Assistant Attorney General

40 Capitol Square SW Atlanta, Georgia, 30334 rwillard@law.ga.gov (404) 656-3300

Attorneys for the State of Georgia

CERTIFICATE OF SERVICE

I hereby certify that I have this day electronically filed the forgoing **STATE OF GEORGIA'S MOTION TO DISMISS COMPLAINT** with the Clerk of Court using the CM/ECF system, and have mailed a copy via United States mail, postage prepaid, to:

Brian D. Swanson 1805 Prince George Ave. Evans, Georgia 30809

Dated: March 19, 2021

/s/ Russell D. Willard
Russell D. Willard 760280
Senior Assistant Attorney General