

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA
SOUTHWESTERN DIVISION

Spirit Lake Tribe, on its own behalf and
on behalf of its members,
Dion Jackson, Kara Longie, Kim Twinn,
Terry Yellow Fat, Leslie Peltier, and
Clark Peltier,

Plaintiffs,

vs.

Alvin Jaeger, in his official capacity as the
Secretary of State,

Defendant.

Case No. 1:18-cv-00222

**DEFENDANT'S MOTION
TO DISMISS**

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The Defendant moves this court for an order granting his Motion to Dismiss. The motion is supported by the attached memorandum and all documents on file with this court, and is made on grounds including: (1) the court lacks subject matter jurisdiction over the Plaintiffs' claims, and (2) the complaint fails to state a claim against the Defendant as more fully set forth in the attached memorandum.

The Defendant requests an Order granting his Motion to dismiss as authorized by Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure.

Dated this 7th day of January, 2019.

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