

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA  
CLARKSBURG

FILED

SUSAN MAUDE BUCHSER,

JAN 17 2023

Plaintiff,

U.S. DISTRICT COURT-WVND  
CLARKSBURG, WV 26301

v.

Civil Action No. 1:22-CV-110  
(JUDGE KLEE H)

MAC WARNER, West Virginia  
Secretary of State, and  
ELECTION DIVISION,

Defendants.

OPPOSITION TO MOTION TO DISMISS

I, SUSAN MAUDE BUCHSER, the pro se plaintiff in this case OPPOSES the MOTION to DISMISS which was filed by the WEST VIRGINIA Secretary of State Mac Warner and the ELECTION DIVISION, the defendant in this case.

My OPPOSITION is based upon and supported by the following MEMORANDUM of POINTS and papers on file with the court.

Therefore I hereby respectfully request that the court GRANT my OPPOSITION to the MOTION to DISMISS, it is no longer valid and DENY it.

Thank you for your consideration on this matter.

Respectfully submitted,



Susan Maude Buchser  
a Mother for our country

core, WV Jan 17, 2023

SUSAN4WV@GMAIL.COM  
SUSAN4USA.com

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FOR THE NORTHERN DISTRICT OF WEST VIRGINIA  
CLARKSBURG

SUSAN MAUDE BUCHSER,

Plaintiff,

v.

Civil Action No. 1:22-CV-110  
(JUDGE KLEECH)

MAC WARNER, West Virginia  
Secretary of State, and  
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Defendants.

MEMORANDUM of POINTS for my OPPOSITION to the MOTION to DISMISS DOCUMENT 11

The facts in this case are as follows:

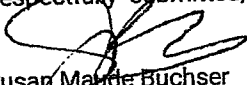
Due to CLERICAL ERRORS I could not reply sooner to the DEFENDANTS MAC WARNER, WEST VIRGINIA SECRETARY of STATE and the ELECTION DIVISION'S, MOTION to DISMISS(DOCUMENT 11) Please see the MEMORANDUM about CLERICAL ERROR from January 9, 2023 and also see the MOTION to AMEND my ORIGINAL COMPLAINT from January 12, 2023. DETAILS about CLERICAL ERRORS in CODES and in MAILING and MAILING PROCEDURES.

The MOTION to DISMISS was based on Federal rule of civil procedure 12 ( 6 for failure to state a claim upon which relief can be granted. I do believe I have fulfilled the requirement if it was not already fulfilled in the previous complaint please see the MOTION to AMEND COMPLAINT from January 12, 2023.

For the reason stated above, I the pro se PLAINTIFF, SUSAN MAUDE BUCHSER, respectfully ask the court to DENY the DEFENDANT'S, MOTION to DISMISS (Document 11) that is pending and we proceed with judgment based on my RELIEF REQUEST in the MOTION to AMEND from January 12, 2023. Time is of the essence here.. WE need to move forward as soon as possible.

Thank you for your consideration of these matters.

Respectfully submitted,

  
Susan Maude Buchser  
a Mother for our country

core.wv Jan 17, 2023

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AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. \_\_\_\_\_

## PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title, if any) Mac Warner, Sec. of State WV,  
was received by me on (date) Jan. 17 2023 & Election division

☐ I personally served the summons on the individual at (place) \_\_\_\_\_

on (date) \_\_\_\_\_; or

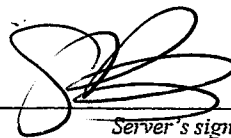
☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_

, a person of suitable age and discretion who resides there,

on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) \_\_\_\_\_, who isdesignated by law to accept service of process on behalf of (name of organization) Mac WarnerWV Sec. of State & Election Div. on (date) Jan. 2023; or☐ I returned the summons unexecuted because \_\_\_\_\_; or☐ Other (specify): \_\_\_\_\_My fees are \$ None for travel and \$ None for services, for a total of \$0.00

I declare under penalty of perjury that this information is true.

Date: Jan 17, 2023

Server's signature

Susan Maude Buckner

Printed name and title

547 Henderson Hollow  
Core, WV 26521

Server's address

Additional information regarding attempted service, etc: