

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

KELSEY MURPHY, on behalf of herself and all others similarly situated, Plaintiff v. HEALTH CARE SERVICE CORPORATION d/b/a BLUE CROSS AND BLUE SHIELD OF ILLINOIS, Defendant.	Case No. 1:22-cv-02656 Hon. Steven C. Seeger Magistrate Judge Gabriel A. Fuentes
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**DEFENDANT’S MOTION TO DISMISS PLAINTIFF’S CLASS ACTION COMPLAINT
PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(b)(6)**

Defendant Health Care Service Corporation, a Mutual Legal Reserve Company operating in Illinois as Blue Cross and Blue Shield of Illinois (“BCBSIL”), hereby moves to dismiss Plaintiff Kelsey Murphy’s Complaint for failure to state a claim for relief pursuant to Federal Rule of Civil Procedure 12(b)(6). The argument and authorities supporting BCBSIL’s Motion to Dismiss are set forth in detail in the accompanying Memorandum in Support of BCBSIL’s Motion to Dismiss filed simultaneously herewith.

WHEREFORE, BCBSIL requests that the Court dismiss Plaintiff’s Complaint with prejudice and grant any other relief the Court deems necessary and just.

Date: August 5, 2022

Respectfully submitted,

/s/ Meredith A. Shippee

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