

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF GEORGIA
MACON DIVISION

LESTER MILLER, GARY BECHTEL, AND
BRENDA SUTTON,

Plaintiffs,

v.

THE BIBB COUNTY SCHOOL DISTRICT;
MACON-BIBB COUNTY BOARD OF
ELECTIONS AND VOTER REGISTRATION; and
ELAINE CARR, in her official capacity as
Executive Director of the Bibb County Board of
Elections and Voter Registration,

Defendants.

Civil Action No.:
5:12-cv-239-HL

**DEFENDANT BIBB COUNTY SCHOOL DISTRICT'S
MOTION TO DISMISS OR, IN THE ALTERNATIVE,
MOTION FOR SUMMARY JUDGMENT**

COMES NOW the Bibb County School District, Defendant in the above-styled action and, pursuant to Fed. R. Civ. P. 41 or P. 56, files this its Motion to Dismiss or, in the Alternative, Motion for Summary Judgment as to all claims.

In support of its Motion, Defendant submits the following documents:

- (1) Defendant's Statement of Material Facts Not in Dispute (Exhibit 1); and
- (2) Brief In Support of Defendant's Motion to Dismiss or, in the Alternative, Motion for Summary Judgment (Exhibit 2).

For the reasons set forth in the Brief in Support of Defendant's Motion to Dismiss or, in the Alternative, Motion for Summary Judgment, Defendant is entitled to judgment as a matter of law.

WHEREFORE, Defendant prays its Motion to Dismiss or, in the Alternative, Motion for Summary Judgment be inquired into and granted.

HALL BOOTH SMITH & SLOVER, P.C.

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Defendants.

Civil Action No.:
3:12-cv-329-HL

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of August, 2012, I electronically filed the foregoing **Defendant Bibb County School District's Motion To Dismiss or, in the Alternative, Motion for Summary Judgment** with the Clerk of the Court using the CM\ECF system which will send e-mail notification of such filing to the following:

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