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18 Attorneys for Defendant  
19 SOLO FUNDS, INC.

20 UNITED STATES DISTRICT COURT  
21 CENTRAL DISTRICT OF CALIFORNIA  
22 WESTERN DIVISION – LOS ANGELES

23 CONSUMER FINANCIAL  
24 PROTECTION BUREAU,

25 Plaintiff,

26 v.

27 SOLO FUNDS, INC.,  
28 Defendant.

Case No. 2:24-cv-04108-RGK-AJR

**DEFENDANT SOLO FUNDS, INC.’S  
NOTICE OF MOTION AND MOTION  
TO DISMISS AMENDED  
COMPLAINT**

Date: Monday, October 7, 2024  
Time: 9:00 am  
Ctrm: 850 (8<sup>th</sup> Fl.)  
Judge: Hon. R. Gary Klausner  
Roybal Federal Building  
255 East Temple Street  
Los Angeles, CA 90012

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that on Monday, October 7, 2024, at 9:00 a.m. or as  
3 soon thereafter as counsel may be heard, before the Honorable R. Gary Klausner, in  
4 Courtroom 850 of the above-captioned Court, located at Roybal Federal Building,  
5 255 East Temple Street, 8th Floor, Los Angeles, California 90012, Defendant SOLO  
6 FUNDS, INC. will and hereby does move this Court to dismiss the Amended  
7 Complaint of Plaintiff CONSUMER FINANCIAL PROTECTION BUREAU in its  
8 entirety under Federal Rule of Civil Procedure 12(b)(6).

9 This Motion is based upon the accompanying Memorandum of Points and  
10 Authorities, the Declaration of Levi W. Swank and the Declaration of Travis  
11 Holoway and exhibits attached thereto, the Request for Judicial Notice, the pleadings  
12 and papers on file herein, and such other or further material as may be presented at  
13 or before the hearing on this Motion.

14 This Motion is made following the conference of counsel pursuant to Local  
15 Rule 7-3, which took place on August 27, 2024.

16  
17 Respectfully submitted,

18 Dated: September 3, 2024

19 By: /s/ Laura A. Stoll  
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21 *pro hac vice*)  
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SOLO FUNDS, INC.

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**CERTIFICATE OF SERVICE**

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States District Court for the Central District of California by using the CM/ECF system on **September 3, 2024**. I further certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I certify under penalty of perjury that the foregoing is true and correct.  
Executed on **September 3, 2024**.

Dated: September 3, 2024

*/s/ Laura A. Stoll*  
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LAURA A. STOLL