

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**

AMBER COLVILLE, *et al.*,

Plaintiffs,

v.

XAVIER BECERRA, in his official capacity
as Secretary of Health and Human Services,
et al.,

Defendants.

Civil Action No. 1:22-cv-00113-TBM-RPM

**DEFENDANTS' MOTION TO DISMISS
PLAINTIFFS' FIRST AMENDED COMPLAINT**

Pursuant to Federal Rule of Civil Procedure 12(b)(1), Defendants move to dismiss Plaintiffs' First Amended Complaint for lack of subject-matter jurisdiction. In the alternative, Defendants move to dismiss the First Amended Complaint pursuant to Rule 12(b)(6) for failure to state a claim upon which relief can be granted. The reasons for this motion are set forth in the Memorandum in Support of Defendants' Motion to Dismiss Plaintiffs' First Amended Complaint.

Dated: September 23, 2022

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Respectfully submitted,

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