

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF NORTH CAROLINA
DURHAM DIVISION**

AMY BRYANT, MD,)	
)	
Plaintiff,)	
)	
v.)	Case No. 1:23-cv-77
)	
JOSHUA H. STEIN, in his official)	DEFENDANTS BERGER AND
capacity as Attorney General for the State)	MOORE RULE 12(b)(6)
of North Carolina, <i>et al.</i> ,)	MOTION TO DISMISS
)	
Defendants.)	

Defendants Philip E. Berger, President *Pro Tempore* of the North Carolina Senate, and Timothy K. Moore, Speaker of the North Carolina House of Representatives, move to dismiss pursuant to Federal Rule of Civil Procedure 12(b)(6), in compliance with the Court's Order allowing them to intervene and file an answer or otherwise respond, and ask this Court to dismiss all claims against all parties. The grounds in support of this Motion are set forth in the contemporaneously filed accompanying Memorandum.

Respectfully submitted this 24th day of March, 2023.

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*** Special appearance granted.

CERTIFICATE OF SERVICE

I hereby certify that on March 24, 2023, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system which will send a notice of electronic filing to all counsel of record.

/s/ W. Ellis Boyle

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Plaintiff,)	
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)	
JOSHUA H. STEIN, in his official)	[PROPOSED] ORDER
capacity as Attorney General for the)	
State of North Carolina, <i>et al.</i> ,)	
)	
Defendants.)	
)	

This matter having come before the Court on Defendants' Motion to Dismiss,
and for good cause shown, IT IS ORDERED THAT:

The Motion is hereby GRANTED and all claims are dismissed against all
parties.

Date

United States District Judge
William L. Osteen, Jr.