## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

COMMITTEE ON OVERSIGHT AND	)	
GOVERNMENT REFORM,	)	
UNITED STATES HOUSE OF	)	
REPRESENTATIVES,	)	
	)	
Plaintiff,	)	
	)	Case No. 1:12-cv-1332 (ABJ)
V.	)	
	)	
ERIC H. HOLDER, JR.,	)	
in his official capacity as	)	
Attorney General of the United States,	)	
•	)	
Defendant.	)	
	)	

## **MOTION TO DISMISS**

Pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure, defendant, by and through undersigned counsel, hereby moves to dismiss the above-captioned action. The grounds for the motion are set forth in the accompanying memorandum of law. A proposed order is attached.

Dated: October 15, 2012 Respectfully submitted,

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JOSEPH H. HUNT Director, Federal Programs Branch

JOHN R. TYLER Assistant Branch Director

/s/ Eric Womack

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**CERTIFICATE OF SERVICE** 

I hereby certify that on October 15, 2012, I caused a true and correct copy of the

foregoing Motion, the attached Memorandum in Support and accompanying materials, and the

attached Proposed Order to be served on plaintiff's counsel electronically by means of the

Court's ECF system.

/s/ Eric Womack
ERIC R. WOMACK