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10 UNITED STATES DISTRICT COURT
11 CENTRAL DISTRICT OF CALIFORNIA
12 (EASTERN DIVISION)

13 Joseph Diaz, Jr.,

14 Plaintiff,

15 vs.

16 RALPH HEREDIA, true name RAFAEL
17 HEREDIA TARANGO, a/k/a RAFAEL
18 HEREDIA, a/k/a RAFAEL
19 BUSTAMANTE; JOHN DOE, ESQ.;
20 and JANE DOES 1 through 20,
inclusive,

21 Defendants.
22

Case No.: 5:20-cv-02332 JWH (KKx)

MOTION TO DISMISS

23 **DEFENDANT RALPH HEREDIA'S MOTION TO DISMISS**

24 Defendant Ralph Heredia, through undersigned counsel and pursuant to
25 Federal Rule of Civil Procedure 12(b)(6), respectfully moves to dismiss Plaintiff
26 Joseph Diaz, Jr.'s Complaint. A memorandum of points and authorities in support
27 of this motion and proposed order are attached hereto.
28

1 Dated: December 9, 2020

Respectfully submitted,

2
3 /s/ Rajan O. Dhungana

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13 *Attorneys for Defendant*

14 Ralph Heredia

CERTIFICATE OF SERVICE

I hereby certify that on December 9 2020, I filed the foregoing Defendant Ralph Heredia's Motion to Dismiss with the Clerk of the Court and sent a copy of such filing via the CM/ECF system.

Furthermore, I sent a copy via certified mail and email to the following:

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Joseph Diaz, Jr.

Dated: December 9, 2020

Respectfully submitted,

/s/ Rajan O. Dhungana
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