

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
NORTHERN DIVISION AT COVINGTON

NICHOLAS SANDMANN, by and through
his parents and natural guardians, TED
SANDMANN and JULIE SANDMANN,

Plaintiffs,

v.

WP COMPANY LLC, d/b/a THE
WASHINGTON POST,

Defendant.

No. 2:19-cv-19-WOB-CJS

**MOTION OF THE WASHINGTON POST TO DISMISS
FOR FAILURE TO STATE A CLAIM**

WP Company LLC, doing business as The Washington Post, by and through its undersigned counsel, moves the Court for an order dismissing the complaint pursuant to Federal Rule of Civil Procedure 12(b)(6) for failure to state a claim upon which relief can be granted. Arguments in support of the motion are set forth in the attached memorandum of law.

Pursuant to Local Rule 7.1(f), the Washington Post requests oral argument on the motion to dismiss.

/s/ Bethany A. Breetz

Philip W. Collier
Bethany A. Breetz
STITES & HARBISON, PLLC
400 West Market Street, Suite 1800
Louisville, KY 40202-3352
Telephone: (502) 587-3400

William G. Geisen
STITES & HARBISON, PLLC
100 East RiverCenter Boulevard
Suite 450 Covington, KY 41011
Telephone: (859) 652-7601

Counsel for The Washington Post

Kevin T. Baine (*pro hac vice* motion pending)
Thomas G. Hentoff (*pro hac vice* motion pending)
Nicholas G. Gamse (*pro hac vice* motion pending)
Katherine Moran Meeks (*pro hac vice* motion pending)
Whitney G. Woodward (*pro hac vice*)
WILLIAMS & CONNOLLY LLP
725 Twelfth Street, N.W.
Washington, DC 20005
Telephone: (202) 434-5000

Counsel for The Washington Post

Certificate of Service

I hereby certify that on April 9, 2019, I electronically filed the foregoing Motion to Dismiss with the Clerk of the Court by using the CM/ECF system, which will send a notice of electronic filing to registered CM/ECF participants.

/s/ Bethany A. Breetz
Counsel for The Washington Post