

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION
No. 7:23-CV-897**

IN RE:

CAMP LEJEUNE WATER LITIGATION

This Document Relates to:

Merritt v. United States, No. 7:23-cv-1367-D

**PLAINTIFF’S MOTION FOR PARTIAL
SUMMARY JUDGMENT**

PLAINTIFF’S MOTION FOR PARTIAL SUMMARY JUDGMENT

On behalf of Plaintiff Deborah Merritt, who brings suit as representative of the Estate of Richard Marsden, the Plaintiffs’ Leadership Counsel (“PLC”) under Rule 56 of the Federal Rules of Civil Procedure and Local Civil Rules 7.1 and 56.1 hereby respectfully moves for partial summary judgment and requests that the Court find that Ms. Merritt, who has been appointed as a representative of an estate of a qualifying deceased individual by a Missouri state court, qualifies as a “legal representative” who may bring an action under the Camp Lejeune Justice Act (“CLJA”).

In support of this Motion, Plaintiff submits pursuant to Local Civil Rule 56.1(a)(1) a separate statement, in numbered paragraphs, of the material facts as to which the movant contends there is no genuine dispute. Plaintiff further submits Plaintiff’s memorandum of law in support of motion for partial summary judgment filed contemporaneously herewith.

Wherefore, Plaintiff requests that this Court should grant partial summary judgment that Ms. Merritt qualifies as a proper “legal representative” within the meaning of the CLJA because she has been appointed a legal representative of her father’s estate by a court of competent jurisdiction.

Dated: November 9, 2023

Respectfully submitted,

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