

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT

CASE TYPE: Civil Other

<p>Destiny Dusosky,</p> <p style="text-align: right;">Plaintiff,</p> <p>v.</p> <p>Michelle Fischbach,</p> <p style="text-align: right;">Defendant.</p>	<p>Court File No. 62-CV-18-254 Chief Judge John H. Guthmann</p> <p>DEFENDANT’S NOTICE OF MOTION AND MOTION TO DISMISS</p>
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TO: The Honorable John H. Guthmann, Judge of Second District Court, and Charles N. Nauen, Esq, attorney for Plaintiff.

NOTICE OF MOTION

PLEASE TAKE NOTICE that at a time to be determined by the Court, at the Ramsey County District Courthouse, 15 West Kellogg Boulevard, Saint Paul, Minnesota, Defendant will move the Court for an order granting the following relief:

MOTION

Defendant Michelle Fischbach moves this Court for an order dismissing Counts I and II of the Complaint for lack of subject matter jurisdiction, failure to state a claim upon which relief can be granted, and failure to join an indispensable party. Minn. R. Civ. P. 12.02. This motion is based upon all the files, records and proceedings herein, including the arguments of counsel.

Respectfully submitted,

Dated: February 2, 2018

KELLEY, WOLTER & SCOTT, P.A.

By: 

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ACKNOWLEDGEMENT

The undersigned acknowledges that sanctions may be imposed pursuant to Minn. Stat. §
549.211.


