UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION

No. 5:24-cv-500

UNITED SOVEREIGN AMERICANS, INC.; and RICHARD YOST,

Petitioners,

v.

NORTH CAROLINA STATE BOARD OF ELECTIONS; JOSHUA STEIN, in his official capacity as Attorney General of North Carolina; and MERRICK GARLAND, in his official capacity as Attorney General of the United States,

Respondents.

STATE RESPONDENTS' MOTION TO DISMISS

Pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure, State Respondents the North Carolina State Board of Elections and Attorney General Joshua H. Stein move to dismiss Petitioners' Complaint (D.E. 1) for lack of jurisdiction and failure to state a claim upon which relief can be granted. In support of their motion, State Respondents file the accompanying memorandum of law.

This the 9th day of October, 2024.

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CERTIFICATE OF SERVICE

I certify that the foregoing was filed electronically with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the below listed attorneys for Petitioners:

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Counsel for Petitioners

This the 9th day of October 2024.

/s/ South A. Moore South A. Moore Deputy General Counsel