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Attorney for Defendants: Paula T. Dow, Colonel Rick Fuentes, Hon.
Philip J. Maenza, Hon. Rudolph A. Filko, Hon. Edward A.
Jerejian, Hon. Thomas V. Manahan

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<p>JEFFREY M. MULLER; DANIEL J. PISZCZATOSKI; JOHN M. DRAKE; GREGORY C. GALLAHER; LENNY S. SALERNO; FINLEY FENTON; SECOND AMENDMENT FOUNDATION, INC.; AND ASSOCIATION OF NEW JERSEY RIFLE & PISTOL CLUBS, INC.,</p> <p style="padding-left: 40px;">Plaintiffs,</p> <p>v.</p> <p>THE HON. PHILIP J. MAENZA, in his Official Capacity as Judge of the Superior Court of Morris County; THE HON. RUDOLPH A. FILKO, in his Official Capacity as Judge of the Superior Court of Passaic County; THE HON. EDWARD A. JEREJIAN, in his Official Capacity as Judge of the Superior Court of Morris County; THE HON. THOMAS V. MANAHAN, in his Official Capacity as Judge of the Superior Court of Morris County; COL. RICK FUENTES, in his Official Capacity as Superintendent of the New Jersey State Police; CHIEF FRANK INGEMI, in his Official Capacity as Chief of the Hammonton, New Jersey Police Department; CHIEF RICHARD COOK, in his Official Capacity as Chief of the Montville, New Jersey Police Department; and PAULA T. DOW, in her Official Capacity as Attorney General of New Jersey;</p> <p style="padding-left: 40px;">Defendants.</p>	<p>: UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY</p> <p>: VICINAGE OF NEWARK</p> <p>: CIVIL ACTION No. 10-cv-6110-WHW-CCC</p> <p>: Honorable William H. Walls, U.S.D.J.</p> <p>: Notice of Cross-Motion for Dismissal of Complaint Pursuant to <u>Fed.R.Civ.P. 12(b)(6)</u></p>
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TO: CLERK OF THIS COURT
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PLEASE TAKE NOTICE that on March 21, 2011, defendants Paula T. Dow, Attorney General of New Jersey; Colonel Rick Fuentes, Superintendent of the New Jersey State Police; the Honorable Philip J. Maenza; the Honorable Rudolph A. Filko; the Honorable Edward A. Jerejian; and the Honorable Thomas V. Manahan will cross-move through their counsel pursuant to Fed.R.Civ.R. 12(b)(6) for an Order dismissing plaintiffs' complaint with prejudice.

PLEASE TAKE FURTHER NOTICE that these moving defendants will rely upon the accompanying brief. A proposed form of Order is

included.

PAULA T. DOW
ATTORNEY GENERAL OF NEW JERSEY

BY: /s/ Gregory A. Spellmeyer
Gregory A. Spellmeyer
Deputy Attorney General

Dated: January 26, 2011