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11 CITY OF LOS ANGELES

12 **UNITED STATES DISTRICT COURT**

13 **CENTRAL DISTRICT OF CALIFORNIA**

14 **BRUCE BOYER**, individually and on ) Case No. CV 12-04005 GAF (FFMx)  
15 behalf of **SONS OF LIBERTY LA**, an )  
16 unincorporated association, ) **NOTICE OF MOTION AND MOTION**  
17 ) **BY DEFENDANT CITY OF LOS**  
18 ) **ANGELES TO DISMISS**  
19 ) **PLAINTIFF'S COMPLAINT**  
20 ) **PURSUANT TO FEDERAL RULES**  
21 ) **OF CIVIL PROCEDURE 12(b)(6)**  
22 )  
23 ) Date: August 27, 2012  
24 ) Time: 9:30 a.m.  
25 ) Ctrm: 740  
26 ) Hon. Gary Allen Feess  
27 )  
28 ) [Filed concurrently with Memorandum  
of Points and Authorities and  
[Proposed] Order]

**TO THE HONORABLE COURT, ALL PARTIES, AND THEIR COUNSEL OF  
RECORD:**

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1 PLEASE TAKE NOTICE that on August 27, 2012 at 9:30 a.m. in Courtroom  
2 740 of the United States District Court for the Central District of California located  
3 at Roybal Federal Building, 255 E. Temple Street, Los Angeles, CA 90012,  
4 before the Honorable Gary A. Feess, Defendant City of Los Angeles will and  
5 hereby does move for an order dismissing the Amended Complaint filed by  
6 Plaintiff Bruce Boyer pursuant to FED. R. CIV. PRO. 12(b)(6).

7 This motion is based on this notice of motion and motion, the memorandum  
8 of points and authorities filed concurrently herewith, the file and all pleadings in  
9 this matter, any oral argument, any matters upon which judicial notice may be  
10 taken, and any and all other matters this court deems just and necessary.

11 This motion is made following the conference of counsel pursuant to  
12 CENTRAL DISTRICT LOCAL RULE 7-3, which took place on June 15, 2012 and July  
13 20, 2012.

14  
15 DATE: July 23, 2012 Respectfully submitted,

16 CARMEN A. TRUTANICH, City Attorney  
17 HEATHER AUBRY, Deputy City Attorney  
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19 By: /s/ Heather Aubry  
20 HEATHER AUBRY, Deputy City Attorney  
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22 Attorneys for Defendant, CITY OF LOS ANGELES  
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