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13
14 **UNITED STATES DISTRICT COURT**
15 **NORTHERN DISTRICT OF CALIFORNIA**
16 **SAN FRANCISCO DIVISION**

17
18 LAUREN PRICE, individually and on behalf
of all others similarly situated,

19 Plaintiff,

20 v.

21 TWITTER, INC.,

22 Defendant.

Case No. 3:22-cv-03173-SK

**DEFENDANT TWITTER, INC.’S
NOTICE OF MOTION AND MOTION
TO DISMISS CLASS ACTION
COMPLAINT; MEMORANDUM OF
POINTS AND AUTHORITIES IN
SUPPORT THEREOF**

Hearing: November 14, 2022
Time: 9:30 a.m.
Location: Courtroom C – 15th Floor
Judge: Hon. Sallie Kim

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1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE** that on November 14, 2022 at 9:30 a.m., or as soon thereafter
3 as the matter may be heard, in the United States District Court for the Northern District of
4 California, Courtroom C, 15th Floor, located at 450 Golden Gate Ave., San Francisco, CA 94102
5 Defendant Twitter, Inc. (“Twitter”) through its undersigned counsel, will, and hereby does, move
6 to dismiss Plaintiff Lauren Price’s (“Plaintiff”) Class Action Complaint (“Complaint” or
7 “Compl.”) pursuant to Federal Rules of Civil Procedure (“FRCP”) 12(b)(1) and 12(b)(6).

8 Twitter’s Motion to Dismiss (“Motion”) is based on this Notice, the supporting
9 Memorandum of Points and Authorities (“Memorandum”), the Declaration of Susan E. Engel and
10 the accompanying Request for Judicial Notice and Incorporation by Reference, the complete files
11 and records in this action, and any additional material and arguments as may be considered in
12 connection with the hearing on the Motion.

13 **ISSUES TO BE DECIDED**

- 14 (1) Whether the Court should dismiss Plaintiff’s Complaint because Plaintiff fails to allege
15 a particularized, concrete injury sufficient to establish Article III standing to bring her
16 claims.
- 17 (2) Whether the Court should dismiss Plaintiff’s Complaint under Federal Rule of Civil
18 Procedure 12(b)(6), because Plaintiff also fails to state each of her claims.

19
20
21 Dated: August 15, 2022

Respectfully submitted,

LATHAM & WATKINS LLP

By: /s/ Elizabeth L. Deeley

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