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Exempt From Filing Fees Per Gov't Code §6103

5 Attorneys for Defendants County of San Diego, Ricardo Andrade, Steve Bodine, Justin
6 Moore, Christopher Perez and Dwayne Prickett

7
8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

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11 AGRO DYNAMICS, LLC a Wyoming
Limited Liability Company,

12 Plaintiff,

13 v.

14 DRUG ENFORCEMENT
15 ADMINISTRATION, SAN DIEGO
COUNTY, and SPECIAL AGENTS PAUL
16 GELLES, ERIC BALL, KIERAN
GARCIA, MARSHA DAWE, ROSS VAN
17 NOSTRAND, AND JEREMY FEUZ;
FRANK HASKELL, ANDREW
18 AGUILAR, JASON STEIN, TIMOTHY
SMITH, MICHAEL ASTORGA,
19 CHRISTOPHER MORRIS, SGT. STEVE
BODINE, DET. JUSTIN MOORE, DET.
20 DWAYNE PRICKETT, DET.
CHRISTOPHER PEREZ, AND DET.
21 RICARDO ANDRADE; and DOES 1 to 50
inclusive,

22 Defendants.
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Case No. 20-cv-2082-JAH (KSC)

**NOTICE OF MOTION AND MOTION
TO DISMISS PLAINTIFF'S FIRST
AMENDED COMPLAINT BY
DEFENDANTS COUNTY OF SAN
DIEGO, STEVE BODINE, JUSTIN
MOORE, DWAYNE PRICKETT,
CHRISTOPHER PEREZ, AND
RICARDO ANDRADE**

Date: January 27, 2021
Time: 10:30 a.m.
Judge: Hon. John A. Houston
Department: 13B

**NO ORAL ARGUMENT UNLESS
REQUESTED BY COURT**

1 PLEASE TAKE NOTICE that on January 27, 2021 at 10:30 a.m. or as soon as the
2 matter may be heard in Courtroom 13B of the Honorable John A. Houston, United States
3 District Judge, located at 333 West Broadway, San Diego, California 92101, Defendants
4 County of San Diego, Steve Bodine, Justin Moore, Dwayne Prickett, Christopher Perez,
5 and Ricardo Andrade will move to dismiss Plaintiff's First Amended Complaint pursuant
6 to Federal Rules of Civil Procedure, Rule 12(b)(6), on the grounds that the First
7 Amended Complaint fails to state a valid claim.

8 The motion will be based upon this notice, the accompanying memorandum of
9 points and authorities, and upon all papers and pleadings on file in this action.

10 DATED: November 25, 2020

THOMAS E. MONTGOMERY, County Counsel

11 By:



12 STEVEN P. INMAN, II, Senior Deputy
13 Attorneys for Defendants County of San Diego,
14 Ricardo Andrade, Steve Bodine, Justin Moore,
15 Christopher Perez and Dwayne Prickett
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