

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**IN RE CARDINAL HEALTH, INC.
DERIVATIVE LITIGATION**

Case No. 2:19-cv-2491

Judge Sarah D. Morrison
Chief Magistrate Judge Elizabeth A. Preston
Deavers

ORAL ARGUMENT REQUESTED

**MOTION TO DISMISS THE
CONSOLIDATED VERIFIED
SHAREHOLDER DERIVATIVE
COMPLAINT AND MEMORANDUM OF
LAW IN SUPPORT**

Pursuant to Federal Rules of Civil Procedure 12(b)(6) and 23.1, defendants David J. Anderson, Colleen F. Arnold, George S. Barrett, Carrie S. Cox, Calvin Darden, Bruce L. Downey, Patricia A. Hemingway Hall, Akhil Johri, Clayton M. Jones, Michael C. Kaufmann, Gregory B. Kenny, Nancy Killefer, David P. King, J. Michael Losh, and nominal defendant Cardinal Health, Inc., move to dismiss the complaint for failure to state a claim upon which relief can be granted. The grounds for this motion are set forth in the attached memorandum.

Pursuant to S.D. Ohio Local Civil Rule 7.1(b)(2), defendants hereby request oral argument on the issues raised in this motion. Defendants respectfully submit that oral argument may aid the Court in its decision-making process.

June 19, 2020

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Killefer, David P. King, J. Michael Losh, and
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