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Attorneys for Defendant

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO**

PAYSERVICES BANK,

Plaintiff,

vs.

FEDERAL RESERVE BANK OF
SAN FRANCISCO,

Defendant.

Case No. 1:23-cv-00305-REP

**DEFENDANT FEDERAL RESERVE BANK
OF SAN FRANCISCO'S MOTION TO
DISMISS PLAINTIFF'S COMPLAINT FOR
DECLARATORY AND INJUNCTIVE
RELIEF**

Defendant Federal Reserve Bank of Francisco, pursuant to Federal Rule of Civil Procedure 12(b)(6), hereby moves the Court for its Order dismissing Plaintiff's Complaint on the grounds that Plaintiff has failed to state a claim for which relief can be granted. This Motion is supported by Defendant's Memorandum of Law in Support of its Motion to Dismiss Plaintiff's Complaint for Declaratory and Injunctive Relief and the Declaration of Meredith Karp in Support of Defendant's Motion to Dismiss Plaintiff's Complaint for Declaratory and Injunctive Relief filed concurrently herewith.

Oral argument on this Motion is requested only to the extent deemed necessary by the Court.

Dated this 14th day of August, 2023.

Respectfully submitted,

HOLLAND & HART LLP

By: /s/ Robert A. Faucher
Robert A. Faucher, of the firm

- and -

SIMPSON THACHER & BARTLETT LLP

By: /s/ Jonathan K. Youngwood
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Meredith Karp (*Admitted Pro Hac Vice*)

Attorneys for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 14th day of August, 2023, I filed the foregoing electronically through the CM/ECF system, which caused the following parties or counsel to be served by electronic means, as more fully reflected on the Notice of Electronic Filing:

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/s/ Robert A. Faucher

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