

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WISCONSIN

FREEDOM FROM RELIGION)	
FOUNDATION, INC. and TRIANGLE)	
FFRF,)	
)	
Plaintiffs,)	
)	Case No. 12-CV-946
v.)	
)	
STEVEN MILLER, ACTING)	
COMMISSIONER OF THE INTERNAL)	
REVENUE SERVICE,)	
)	
Defendant.)	

UNITED STATES’ MOTION TO DISMISS

Because the plaintiffs in this case – Freedom From Religion Foundation, Inc. and Triangle FFRF – lack standing and this Court lacks subject matter jurisdiction to hear this case, the United States moves to dismiss the complaint, pursuant to Fed. R. Civ. P. 12(b)(1). In support of this motion, the United States submits the facts, arguments, and legal citations contained in the brief filed herewith.

Dated: May 21, 2013

Respectfully submitted,

/s/ Richard G. Rose
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Counsel for Defendant

CERTIFICATE OF SERVICE

I certify that, on May 21, 2013, service of the foregoing UNITED STATES' MOTION TO DISMISS was made upon plaintiffs by filing it with the Clerk of Court using the CM/ECF system.

/s/ Richard G. Rose
RICHARD G. ROSE