

STATE OF MINNESOTA
COUNTY OF RAMSEY

DISTRICT COURT
SECOND JUDICIAL DISTRICT

Case Type: Civil Other/Misc.

Julie Quist, Thain Dikkers, Lisa Kaiser,

Court File No. 62-CV-20-5598

Contestants,

vs.

Tina Smith, Senate candidate, and
Steve Simon, in his official capacity as
Secretary of State and Chair of
State Canvassing Board

**CONTESTEE STEVE SIMON'S
NOTICE OF MOTION AND
MOTION TO DISMISS**

Contestees.

TO: Contestants and their attorney Susan Shogren Smith, Shogren Smith Law, 600 62nd
Avenue North, Brooklyn Center, Minnesota 55430.

NOTICE OF MOTION

PLEASE TAKE NOTICE that, at a place and time to be set by the Court, Contestee
Minnesota Secretary of State Steve Simon will move the Court for entry of an order as set forth
below.

MOTION

Pursuant to Minn. Stat. § 209.065 and Minn. R. Civ. P. 12.02(a), the Secretary
respectfully moves the Court for an order dismissing the Notice of Contest as to the Secretary.
This motion is in lieu of an answer and is made on the ground that the Court lacks subject-matter
jurisdiction over the Secretary in this matter. The motion is based on a memorandum of law,
served and filed herewith, and on all of the files, pleadings, and papers herein.

Dated: December 4, 2020

Respectfully submitted,

KEITH ELLISON
Attorney General
State of Minnesota

/s/ Nathan J. Hartshorn

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