IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

US DOMINION, INC., DOMINION VOTING SYSTEMS, INC., and DOMINION VOTING SYSTEMS CORPORATION, Plaintiffs,)) Civil Action No. 1:21-cv-00040-CJN
v.)
SIDNEY POWELL, SIDNEY POWELL, P.C., and DEFENDING THE REPUBLIC, INC., Defendants.)))

DEFENDANTS' MOTION TO DISMISS

Pursuant to FED. R. CIV. P. 12(b)(2), (3), and (6) and to 28 U.S.C. §§ 1404(a) and 1406(a), defendants Sidney Powell, Sidney Powell, P.C. and Defending the Republic, Inc. move to dismiss the Complaint (ECF #1) or, alternatively, to transfer this action to the United States District Court for the Northern District of Texas.

Arguments in support of this motion are set forth in the accompanying Memorandum of Point and Authorities and the exhibits to that Memorandum, including the declarations of Sidney K. Powell and Patrick M. Byrne.

Although not required for dispositive motions, the parties conferred pursuant to Local Civil Rule 7(m). The defendants oppose this motion.

Defendants respectfully request the opportunity for oral argument on their motion. A proposed order is attached.

Dated: March 22, 2021

Respectfully submitted,

Howard Kleinhendler

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/s/ Lawrence J. Joseph

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Local Counsel for All Defendants

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CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of March, 20221, I electronically filed the foregoing

motion—together with the accompanying proposed order, memorandum of law, and exhibits—

with the Clerk of the Court using the CM/ECF system, which I understand to have caused service

of the counsel for the parties.

/s/ Lawrence J. Joseph

Lawrence J. Joseph