

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

STATE OF NEW YORK *et al.*,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
LABOR *et al.*,

Defendants.

Civil Action No. 18-cv-1747 (JDB)

**DEFENDANTS' MOTION TO DISMISS, OR, IN THE ALTERNATIVE,
CROSS-MOTION FOR SUMMARY JUDGMENT, AND OPPOSITION TO
PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT**

For the reasons set forth in the attached Memorandum of Points and Authorities, Defendants hereby move to dismiss Plaintiffs' complaint for lack of jurisdiction under Federal Rule of Civil Procedure 12(b)(1), or, in the alternative, cross-move for summary judgment, and oppose Plaintiffs' motion for summary judgment, Dkt. 31. In addition to their Memorandum of Points and Authorities, Defendants have filed a proposed order with this motion.

Dated: October 30, 2018

Respectfully submitted,

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