

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

COUNTRY MILL FARMS, LLC and
STEPHEN TENNES,

Plaintiffs,

Case No. 1:17-cv-00487-PLM-RSK

v.

HON. PAUL L. MALONEY

CITY OF EAST LANSING,

Defendant.

Katherine L. Anderson
Attorneys for Plaintiffs
ALLIANCE DEFENDING FREEDOM (AZ)
15100 N. 90th St.
Scottsdale, AZ 85260
(480-444-0020)
kanderson@adrlegal.org

Michael S. Bogren (P34835)
Attorney for Defendant
City of East Lansing
PLUNKETT COONEY
950 Trade Centre Way, Suite 310
Kalamazoo, Michigan 49002
(269-226-8822)
mbogren@plunkettcooney.com

James R. Wierenga
Jeshua Thomas Lauka
Attorneys for Plaintiffs
DAVID & WIERENGA PC
99 Monroe Ave., NW, Ste. 1210
Grand Rapids, MI 49503
(616-454-3883)
jim@dwlawpc.com
jeshua@dwlawpc.com

Thomas M. Yeadon
Attorney for Defendant
City of East Lansing
MCGINTY HITCH HOUSEFIELD PERSON
YEADON & ANDERSON PC
601 Abbott Rd.
P.O. Box 2502
East Lansing, MI 48826
(517-351-0280)
tomyeadon@megintylaw.com

MOTION TO DISMISS

The defendant, City of East Lansing, through its attorneys PLUNKETT COONEY, moves for an order dismissing the plaintiffs' Amended Complaint with prejudice pursuant to Fed. R. Civ. P. 12(b)(6), as the Amended Complaint fails to state a claim upon which relief can be granted.

This motion is based on the Brief in Support filed with this motion and the arguments and legal authorities cited in the Brief in Support.

The defendant has complied with Local Rule 7.1(d) by contacting opposing counsel and ascertaining the motion will be opposed.

Respectfully submitted,

DATED: July 14, 2017

PLUNKETT COONEY

BY: /s/Michael S. Bogren
Michael S. Bogren (P34835)
Attorney for Defendant

BUSINESS ADDRESS:
950 Trade Centre Way, Suite 310
Kalamazoo, Michigan 49002
(269-226-8822)
mbogren@plunkettcooney.com

Open.26408.72010.18769135-1