

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

JOAQUÍN CARCAÑO, *et al.*,

Plaintiffs,

v.

ROY A. COOPER, III, in his official
capacity as Governor of North Carolina, *et*
al.,

Defendants.

Case No. 1:16-cv-236

UNC DEFENDANTS' MOTION TO DISMISS

The University of North Carolina and President Margaret Spellings (collectively UNC Defendants) move to dismiss Plaintiffs' claims against them under Federal Rules of Civil Procedure 12(b)(1), 12(b)(2), and 12(b)(6).

Dated: October 23, 2017

Respectfully submitted,

/s/ Thomas C. Shanahan

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CERTIFICATE OF SERVICE

I certify that on October 23, 2017, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send a notice of electronic filing to all registered parties.

Dated: October 23, 2017

/s/ Glen D. Nager

Glen D. Nager

Counsel for the UNC Defendants

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**PROPOSED ORDER GRANTING UNC DEFENDANTS' MOTION TO
DISMISS**

Plaintiffs' claims against the University of North Carolina and
President Margaret Spellings are hereby dismissed with prejudice.

Dated: _____

Judge Thomas D. Schroeder