

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
Civ. No. 17-CV-02835 (DWF/DTS)

Abdisalam Wilwal, et al.,

Plaintiffs,

v.

Elaine Duke, et al.,

Defendants.

**DEFENDANTS' MOTION TO  
DISMISS**

Defendants, pursuant to Federal Rule of Civil Procedure 12(b), respectfully move the Court for dismissal on all of the claims raised in Plaintiffs' Amended Complaint (Doc. No. 25). In support of their motion, Defendants submit a memorandum of law.

Dated: November 8, 2017

GREGORY G. BROOKER  
Acting United States Attorney

ERIN M. SECORD  
Asst. United States Attorney  
Attorney ID Number 0391789  
600 U.S. Courthouse  
300 South Fourth Street  
Minneapolis, MN 55415  
(612) 664-5600  
[Erin.Secord@usdoj.gov](mailto:Erin.Secord@usdoj.gov)

CHAD A. READLER  
Acting Assistant Attorney General,  
Civil Division

JOHN R. TYLER  
Assistant Branch Director

*/s/ Ryan Parker*  
RYAN B. PARKER  
MICHAEL L. DREZNER  
U.S. Department of Justice  
Civil Division,  
Federal Programs Branch  
Tel: (202) 514-4336  
[ryan.parker@usdoj.gov](mailto:ryan.parker@usdoj.gov)

Counsel for Defendants

JAMES G. TOUHEY, JR.  
Director, Torts Branch

RUPERT MITSCH  
Assistant Director, Torts Branch

PAUL DAVID STERN  
U.S. Department of Justice  
Civil Division, Torts Branch  
NY Bar No.: 4613592  
Tel: (202) 616-2197  
[paul.david.stern@usdoj.gov](mailto:paul.david.stern@usdoj.gov)

Counsel for United States of America