

AUSTIN KNUDSEN
Montana Attorney General
DAVID M.S. DEWHIRST
Solicitor General
PATRICK M. RISKEN
AISLINN W. BROWN
Assistant Attorneys General
P.O. Box 201401
Helena, MT 59620-1401
Phone: (406) 444-2026
david.dewhirst@mt.gov
prisken@mt.gov
aislinn.brown@mt.gov

Attorneys for Defendant

FILED

AUG 09 2021

ANGIE SPARKS, Clerk of District Court
By *Angie Sparks* Deputy Clerk

ORIGINAL

MONTANA FIRST JUDICIAL DISTRICT COURT
LEWIS AND CLARK COUNTY

FORWARD MONTANA; LEO GAL-
LAGHER; MONTANA
ASSOCIATION OF CRIMINAL DE-
FENSE LAWYERS; GARY ZADICK,

Plaintiffs,

vs.

THE STATE OF MONTANA, by and
through GREG GIANFORTE, Gover-
nor,

Defendant.

Cause No. ADV-2021-611

Hon. Mike Menahan

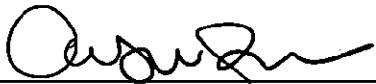
**STATE OF MONTANA'S
MOTION TO DISMISS**

Pursuant to Mont. R. Civ. P. 12(b)(6), the State of Montana respectfully moves to dismiss this proceeding because the Plaintiffs lack standing and have failed to state a claim upon which relief may be based. The motion is supported by the accompanying brief.

Counsel for Defendant contacted opposing counsel, who oppose this motion.

DATED this 4th day of August, 2021.

AUSTIN KNUDSEN
Montana Attorney General
215 North Sanders
P.O. Box 201401
Helena, MT 59620-1401

By: 

AISLINN W. BROWN
Assistant Attorney General

CERTIFICATE OF SERVICE

I hereby certify that I served a true and correct copy of the foregoing document by email to the following addresses:

Raph Graybill
Graybill Law Firm, PC
300 4th Street North
PO Box 3586
Great Falls, MT 59403
rgraybill@silverstatelaw.net,

Rylee Sommers-Flanagan
Upper Seven Law
1008 Breckenridge Street
Helena, MT 59601
rylee@uppersevenlaw.com

Date: August 4, 2021

Rebecca Standish