

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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NORTHWEST IMMIGRANT RIGHTS)	
PROJECT,)	
)	
	Plaintiff,)	
)	
	v.)	Civil Action No. 1:19-cv-3283 (RDM)
)	
UNITED STATES CITIZENSHIP AND)	
IMMIGRATION SERVICES,)	
)	
	Defendant.)	
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**DEFENDANT’S MOTION TO DISMISS OR, IN THE ALTERNATIVE, FOR
SUMMARY JUDGMENT**

Defendant United States Citizenship and Immigration Services, by and through undersigned counsel, respectfully moves to dismiss this case for lack of jurisdiction pursuant to Federal Rule of Civil Procedure 12(b)(1) and failure to state a claim pursuant to Rule 12(b)(6), or, in the alternative, for summary judgment pursuant to Federal Rule of Civil Procedure 56. As explained in the accompanying memorandum of law, Plaintiff has failed to demonstrate that it has standing to bring this case and the Court lacks jurisdiction over two of its causes of action for lack of final agency and lack of a private right of action. In the alternative, the administrative record makes clear that the challenged actions are within the agency’s legal authority and neither arbitrary nor capricious.

A proposed order is attached.

Dated: February 18, 2020

Respectfully submitted,

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/s/ Charles E.T. Roberts
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