

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ABINGDON DIVISION**

THE CITY OF BRISTOL, TENNESSEE,)
)
Plaintiff,)
)
v.)
)
THE CITY OF BRISTOL, VIRGINIA,)
)
Defendant.)
)
)
)

Case No.: 1:22-cv-00023-JPJ

DEFENDANT’S PARTIAL MOTION TO DISMISS

Defendant The City of Bristol, Virginia, by counsel, respectfully moves this Court to dismiss Count III in Plaintiff The City of Bristol, Tennessee’s Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure. The grounds for this Motion are set forth in the accompanying Memorandum in Support of Defendant’s Motion to Dismiss.

Dated: August 19, 2022

Respectfully submitted,

THE CITY OF BRISTOL, VIRGINIA

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CERTIFICATE OF SERVICE

I hereby certify that on August 19, 2022, I caused the foregoing to be filed with the Clerk of the U.S. District Court for the Western District of Virginia using the Court's CM/ECF system, which will electronically serve copies of the same on counsel for all parties.

/s/ Justin D. Howard
Justin D. Howard

Counsel for Defendant, The City of Bristol, Virginia