

UNITED STATES DISTRICT COURT

DISTRICT OF CONNECTICUT

AMERICAN NEWS & INFORMATION SVCS. :
INC. and EDWARD PERUTA,

CIVIL ACTION NO.:
3 : 15-CV-01209-RNC

Plaintiffs

vs.

JAMES C. ROVELLA, MICHAEL COATES,
BRANDON J. O'BRIEN, SEAN SPELL,
BRIAN FOLEY, ET al.,

Defendants

DECEMBER 18, 2015

MOTION TO DISMISS

The defendants, Brian Foley, Michael Coates, Brandon J. O'Brien, Sean Spell, and John Does #1 through #6, hereby move to dismiss the plaintiffs' complaint for the following reasons:

- 1) The court lacks personal jurisdiction over John Doe #1, John Doe#2, John Doe #3, John Doe #4, John Doe #5, and John Doe #6 because the plaintiffs failed to identify the defendants in the summons and complaint.
- 2) The court lacks personal jurisdiction over John Doe #1, John Doe#2, John Doe #3, John Doe #4, John Doe #5, and John Doe #6 because the plaintiffs have not issued a summons or served the defendants, which constitute insufficient process, and insufficient service of process.
- 3) The plaintiffs fail to state a claim upon which relief may be granted as to all of the defendants because the facts alleged in the plaintiffs' complaint do not constitute a violation of the plaintiffs' First Amendment rights.

THE DEFENDANT,
Brian J. Foley, Michael Coates, Brandon J.
O'Brien, Sean Spell, John Doe #1, John
Doe #2, John Doe #3, John Doe #4, John
Doe #5 and John Doe #6

/s/ Rebecca M. Harris
Rebecca M. Harris, Esq.
Crumbie Law Group_{ch}
100 Pearl Street, 12 Floor
Hartford, CT 06103
Telephone: 860-725-0025
Fax: 860-760-0308
RHarris@crumbielaw.com
Federal Bar No. CT26669

CERTIFICATION

This is to hereby certify that on December 18, 2015, a copy of the foregoing was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by email to all parties by operation of the Court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF System.

Rachel M. Baird, Esq.
Rachel M. Baird & Associates
8 Church Street, Suite 3B
Torrington, CT 06790

Nathalie Feola-Guerrieri
Senior Assistant Corporation Counsel
550 Main Street, Suite 210
Hartford, CT 06103

Rebecca M. Harris, Esq.
Crumbie Law Group, LLC