

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF IOWA
CENTRAL DIVISION**

CARL ERIC OLSEN,)	
)	
Plaintiff,)	Case No. 4-07-cv-00023 (JAJ-RAW)
)	
v.)	FEDERAL DEFENDANTS'
)	MOTION TO DISMISS
ALBERTO R. GONZALES, et al.,)	
)	
Defendants.)	
)	

FEDERAL DEFENDANTS' MOTION TO DISMISS

Pursuant to rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure, Federal defendants Alberto Gonzales, Attorney General of the United States, and Karen Tandy, Administrator of the United States Drug Enforcement Agency, (“Federal Defendants”), respectfully move this Court for an order dismissing this action for lack of subject matter jurisdiction and failure to state a claim upon which relief can be granted. The grounds in support of this motion are set out more fully in the attached memorandum.

A proposed order is attached.

Dated: April 9, 2007

Respectfully submitted,

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Assistant Attorney General

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United States Attorney

/s/ Edward H. White
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Plaintiff,)	Case No. 4-07-cv-00023 (JAJ-RAW)
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v.)	[PROPOSED] ORDER
)	
ALBERTO R. GONZALES, et al.,)	
)	
Defendants.)	
)	

[PROPOSED] ORDER

Upon consideration of Federal Defendants’ Motion to Dismiss, and the memoranda filed in support thereof and in opposition thereto, it is hereby

ORDERED that Federal Defendant's motion is GRANTED, and it is
FURTHER ORDERED that this action is dismissed with prejudice.

Dated: _____

ROSS A. WALTERS
UNITED STATES MAGISTRATE JUDGE