

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION**

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	)	
SID MILLER, <i>et al.</i> ,	)	
	)	
<i>Plaintiffs,</i>	)	
	)	
v.	)	Civil Action No. 4:21-cv-595-O
	)	
TOM VILSACK, in his official capacity as	)	
SECRETARY OF AGRICULTURE,	)	
	)	
<i>Defendant.</i>	)	
	)	
	)	

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**DEFENDANT’S PARTIAL MOTION TO DISMISS**

Pursuant to Federal Rule of Civil Procedure 12(b)(6), Defendant hereby moves this Court to dismiss in part Plaintiffs’ Second Amended Complaint. In accordance with Local Rules 7.1 and 7.2, this motion is accompanied by a brief that sets forth the contentions of law, arguments and authorities on which Defendant relies in support of this motion. A proposed order also accompanies this motion.

Dated: October 6, 2021

Respectfully submitted,

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LESLEY FARBY  
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Civil Division, Federal Programs Branch

/s/ Michael F. Knapp

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**CERTIFICATE OF SERVICE**

I hereby certify that on October 6, 2021, a copy of the foregoing was filed electronically via the Court's ECF system, which effects service upon counsel of record.

/s/ Michael F. Knapp  
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