

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
WESTERN DIVISION**

MICHAEL MOORE;)
RONALD P. GENTRY,)
)
Plaintiffs,)
)
v.)
)
INTERNET CORPORATION FOR)
ASSIGNED NAMES AND NUMBERS;)
ENOM, INC.; and REGISTERFLY.COM,)
INC.,)
)
Defendants.)
_____)

CIVIL ACTION NO. 7:07-cv-01153-RDP
(OPPOSED)

ENOM, INC'S MOTION TO DISMISS
FOR FAILURE TO STATE A CLAIM

eNom, Inc. ("eNom") moves to dismiss the Plaintiffs' Amended Complaint with prejudice, pursuant to Fed. R. Civ. P. 12(b)(6), for failure to state a claim upon which relief can be granted. In support of this motion, eNom relies on its Brief in Support of Motion To Dismiss, filed simultaneously herewith, and the Declaration of John Kane and the exhibits attached thereto, which is also being filed simultaneously herewith. For the reasons explained more fully in eNom's supporting Brief, and based on the authority discussed in the Brief, Plaintiffs' claims against eNom are due to be dismissed.

WHEREFORE, eNom respectfully requests that this Motion be granted, and that the Court enter an Order dismissing Plaintiffs' claims against eNom in the Amended Complaint with prejudice.

Respectfully submitted this 30th day of August, 2007,

Davis Wright Tremaine, LLP
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CERTIFICATE OF SERVICE

I hereby certify that on August 30, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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and I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants:

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s/ Dylan C. Black
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