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 8 THE REPUBLICAN NATIONAL COMMITTEE

9 UNITED STATES DISTRICT COURT
 10 CENTRAL DISTRICT OF CALIFORNIA
 11 WESTERN DIVISION
 12

13 JACKSON BROWNE, an individual

14 Plaintiff,

15 vs.

16 JOHN MCCAIN, an individual; THE
 REPUBLICAN NATIONAL
 17 COMMITTEE, a non-profit political
 organization; THE OHIO REPUBLICAN
 18 PARTY; a non-profit political
 organization,

19 Defendants.
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CASE NO. CV08-05334 RGK (Ex)

**REPLY IN SUPPORT OF
 DEFENDANT REPUBLICAN
 NATIONAL COMMITTEE'S
 MOTION TO DISMISS UNDER
 FRCP 12(b)(6)**

Hearing:
 Date: February 2, 2009
 Time: 9:00 a.m.
 Place: Courtroom 850

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2
3 Defendant Republican National Committee (“the RNC”) hereby joins the Reply
4 of Defendant John McCain (“McCain”) in Support of the Defendants’ Motions to
5 Dismiss under FRCP 12(b)(6). The RNC hereby adopts and incorporates herein the
6 Memorandum of Points and Authorities in McCain’s Reply.

7 For the reasons set forth in the Motion and in the Reply of Defendant McCain,
8 the RNC’s Motion to Dismiss under FRCP 12(b)(6) should be granted, and Plaintiff’s
9 complaint and all causes of action alleged therein should be dismissed with prejudice.

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11 Dated: January 21, 2009 KLEIN, O’NEILL & SINGH, LLP

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13 By: /s/ Howard J. Klein
14 Howard J. Klein
15 Attorneys for Defendant
16 Republican National Committee
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1 CERTIFICATE OF SERVICE

2 I hereby certify that on January 21, 2009, I electronically filed the foregoing with
3 the Clerk of the Court using the CM/ECF system which will send notification of the
4 filing to all counsel of record.

5
6 /s/ Howard J. Klein

7 Howard J. Klein
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