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10 Attorneys for Defendants Hon. James B. Peake, the U.S. Department of Veterans Affairs, Hon.
 11 James P. Terry, Hon. Daniel L. Cooper, Hon. Bradley G. Mayes, Hon. Michael J. Kussman,
 Ulrike Willimon, the United States of America, Hon. Peter D. Keisler, and Hon. William P.
 12 Greene, Jr.

13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN FRANCISCO

16 VETERANS FOR COMMON SENSE and)
 17 VETERANS UNITED FOR TRUTH,)
 18 Plaintiffs,)
 19 v.)
 20 Hon. JAMES B. PEAKE, Secretary of)
 Veterans Affairs, *et al.*,)
 21 Defendants.)

No. C 07-3758-SC

**MOTION TO DISMISS CLAIMS
 AGAINST DEFENDANTS WILLIAM P.
 GREENE, JR. AND MICHAEL B.
 MUKASEY**

Date: February 22, 2008
 Time: 10:00 a.m.
 Courtroom: 1, 17th Floor

23 Defendants hereby move to dismiss all claims against two defendants, William P. Greene,
 24 Jr., the Chief Judge of the United States Court of Appeals for Veterans Claims (CAVC) and
 25 Michael P. Mukasey, the Attorney General of the United States.¹ The Basis for this motion is set
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27 ¹By Operation of Fed. R. Civil P. 25, Attorney General Mukasey is substituted as
 28 defendant for former Attorney General Alberto Gonzales.

1 forth in the attached Memorandum of Points and Authorities.

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4 Dated January 18, 2008

Respectfully Submitted,

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Acting Assistant Attorney General

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9
10 /s/ Daniel Bensing

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