

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 07-cv-00630-DME-MEH

NETQUOTE, INC., a Colorado corporation

Plaintiff,

v.

BRANDON BYRD,

Defendant.

**DEFENDANT'S MOTION TO DISMISS FOR LACK OF PERSONAL
JURISDICTION AND FOR FAILURE TO STATE A CLAIM
FOR FRAUD UPON WHICH RELIEF CAN BE GRANTED**

COMES NOW, Defendant in the above-styled action and herein moves for dismissal based of the plaintiff's complaint upon a lack of personal jurisdiction, or in the alternative to dismiss the Plaintiff's claim for Fraud for Failure to State a Claim Upon Which Relief can be Granted. In support of this motion, defendant relies upon all pleadings of record, his affidavit, and the memorandum of law in support hereof.

Wherefore, Defendant prays that this motion be granted and for such and further relief deemed necessary and just by this Court.

Respectfully submitted,

s/Rachel L. Eichenbaum

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 4th day of April, 2007, I electronically filed the a true and correct copy of the foregoing **DEFENDANT'S MOTION TO DISMISS FOR LACK OF PERSONAL JURISDICTION AND FOR FAILURE TO STATE A CLAIM FOR FRAUD UPON WHICH RELIEF CAN BE GRANTED** with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following email addresses:

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s/ Rachel L. Eichenbaum– Signature on File