UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

Ferris & Salter, P.C.,

FILE NO. 0:12-cv-00109-JRT-SER

Plaintiff,

V.

MOTION TO DISMISS AND TO ENLARGE ANSWER PERIOD

Thomson Reuters Corporation, d/b/a West Publishing Corporation, d/b/a FindLaw,

Defendant.

TO: Plaintiff Ferris & Salter, P.C., and its attorneys Don Ferris, Ferris & Salter, P.C., 4158 Washtenaw Avenue, Ann Arbor, Michigan 48108, and Mark N. Jennings, Jennings, DeWan & Anderson LLC, 6338 Main Street, North Branch, Minnesota 55056.

Defendant hereby moves the Court for the following relief:

- 1. Dismissing Plaintiff's purported "professional negligence" claim (*i.e.*, Count I of the Complaint), pursuant to Fed. R. Civ. P. 12(b)(6);
- 2. Extending the deadline for Defendant to answer or otherwise plead, pursuant to Fed. R. Civ. P. 6(b)(1)(a), to a date fourteen days after the Court rules on Defendant's motion to dismiss Plaintiff's purported "professional negligence" claim; and
 - 3. Granting such additional relief as the Court deems just and equitable.

This motion is based upon the argument of counsel, the accompanying Memorandum of Law, Declaration of John K. Rossman (together with the Exhibits thereto), and all of the files, records and proceedings.

Respectfully submitted,

MOSS & BARNETT A Professional Association

Dated: March 14, 2012 By: <u>s/Peter A. Koller</u>

Peter A. Koller (#150459) John K. Rossman (#244831)

4800 Wells Fargo Center 90 South Seventh Street Minneapolis, MN 55402 Telephone: (612) 877-5000 kollerp@ moss-barnett.com rossmanj@moss-barnett.com

Attorneys for Defendant

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