## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

		Y	
CORY HUBBARD,		)	11-cv-00433 (LAK)
	Plaintiff,	)	ECF Case
VS.		)	
MYSPACE, INC.,		)	
	Defendant.	)	
		) x	

## **NOTICE OF MOTION TO DISMISS**

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law and

Declaration of Courtney M. Dankworth, dated on February 11, 2011, and upon all prior

pleadings and proceedings herein, the undersigned, attorneys for MySpace, Inc., hereby move

this Court for an order dismissing Plaintiff's complaint with prejudice under Rule 12(b)(6) of the

Federal Rules of Civil Procedure, and for such other and further relief as the Court may deem

just and proper.

Dated: New York, New York February 11, 2011

## DEBEVOISE & PLIMPTON LLP

By: /s/ Jeffrey S. Jacobson

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Attorneys for Defendant MySpace, Inc.