

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

DAVID F. EVANS, et al.,)
)
Plaintiffs,)
)
v.)
)
CITY OF DURHAM, N.C., et al.,)
)
Defendants.)

Case No. 1:07CV739

**DEFENDANT BRIAN MEEHAN’S JOINDER IN BRIEF IN
SUPPORT OF MOTION TO DISMISS OF DEFENDANTS
DNA SECURITY, INC. AND RICHARD CLARK**

COMES NOW defendant Brian Meehan (“Meehan”) and hereby joins in and adopts by reference the Brief in Support of Motion to Dismiss of Defendants DNA Security, Inc. and Richard Clark (“DSI’s Brief”). At the time of the events alleged in the Amended Complaint, Meehan was the Laboratory Director for defendant DNA Security, Inc. (“DSI”), the DNA testing laboratory retained by the State of North Carolina. *See* Amended Complaint ¶¶ 30, 32. Accordingly, the legal arguments set forth in DSI’s Brief, which refer to Meehan, DSI and Clark collectively as “the DSI Defendants,” apply with equal force to Meehan.

After having read and considered each legal argument raised in DSI’s Brief and in order to avoid burdening the Court with repetitious and duplicative legal memoranda, Meehan adopts by reference DSI’s Brief pursuant to Rule 10(c), Fed. R. Civ. P. *See also*,

5A C. Wright & A. Miller, *Federal Practice & Procedure* § 1326 (3d ed. 2007). For the reasons set forth therein, Meehan respectfully requests that the claims against him be dismissed.

Respectfully submitted, this the 15th day of January, 2008.

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CERTIFICATE OF SERVICE

I hereby certify that, on January 15, 2008, I electronically filed the foregoing **DEFENDANT BRIAN MEEHAN'S JOINDER IN BRIEF IN SUPPORT OF MOTION TO DISMISS OF DEFENDANTS DNA SECURITY, INC. AND RICHARD CLARK** with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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I further certify that I caused the foregoing document to be served by first-class mail, postage prepaid, to the following non CM/ECF participants:

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Respectfully submitted,

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