

J.B. VAN HOLLEN,

Plaintiff,

Case No. 08-CV-4085

vs.

GOVERNMENT ACCOUNTABILITY BOARD,
THOMAS CANE, GERALD NICHOL,
MICHAEL BRENNAN, WILLIAM EICH,
VICTOR MANIAN, GORDON MYSE,
KEVIN J. KENNEDY and NATHANIEL E. ROBINSON.

Defendants.

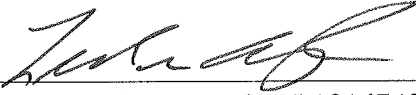
**DEFENDANT GOVERNMENT ACCOUNTABILITY BOARD'S MOTION TO
DISMISS THE COMPLAINT OF THE PLAINTIFF J.B. VAN HOLLEN**

The Defendants, Government Accountability Board, Thomas Cane, Gerald Nichol, Michael Brennan, William Eich, Victor Manian, Gordon Myse, Kevin Kennedy and Nathaniel E. Robinson (hereinafter "the Government Accountability Board") hereby respectfully move the court pursuant to Wis. Stat. §§802.06(2)(a)(1) and (2)(a)(6) for an order dismissing the complaint of the Plaintiff J.B. Van Hollen (hereinafter "the Attorney General") on the grounds that the Attorney General lacks the capacity to bring this lawsuit and has failed to state a claim upon which relief can be granted.

The grounds for this motion are more fully set forth in the Government Accountability Board's Brief in Support of Its Motion to Dismiss, which is filed herewith.

Dated this 6th day of October, 2008.

CULLEN WESTON PINES & BACH LLP

By: 
Lester A. Pines, SBN 1016543
Tamara B. Packard, SBN 1023111
Nicholas E. Fairweather, SBN 1036681
Attorneys for the Defendants

Mailing Address:

122 West Washington Avenue
Suite 900
Madison, WI 53703
Telephone: (608) 251-0101
Facsimile: (608) 251-2883
pinest@cwpb.com
packard@cwpb.com
fairweather@cwpb.com