

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW HAMPSHIRE**

NEW HAMPSHIRE YOUTH MOVEMENT,

*Plaintiff,*

v.

DAVID M. SCANLAN, in his official capacity  
as New Hampshire Secretary of State,

*Defendant.*

Case No. 1:24-cv-00291-SE-TSM

**DEFENDANT SECRETARY OF STATE SCANLAN'S  
MOTION TO DISMISS THE COMPLAINT**

NOW COMES Defendant David M. Scanlan, in his official capacity as New Hampshire Secretary of State, by and through counsel, the Office of the Attorney General, and moves to dismiss Plaintiff New Hampshire Youth Movement's Complaint (ECF No. 1), pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure.

WHEREFORE, for the reasons stated in Defendant's attached Memorandum of Law in Support of His Motion to Dismiss the Complaint, which is incorporated herein by reference, Secretary Scanlan respectfully request that this Honorable Court:

- A. Dismiss the Complaint for lack of subject-matter jurisdiction;
- B. Alternatively, dismiss the Complaint for failure to state a claim upon which the Court may grant relief; and
- C. Grant such further relief as is just and equitable.

Respectfully submitted,

DEFENDANT DAVID M. SCANLAN, in his  
official capacity as New Hampshire Secretary of  
State

By his attorney,

JOHN M. FORMELLA  
ATTORNEY GENERAL

Date: December 20, 2024

/s/ Michael P. DeGrandis  
Michael P. DeGrandis, N.H. Bar No. 277332  
Assistant Attorney General  
Catherine A. Denny, N.H. Bar No. 275344  
Assistant Attorney General  
New Hampshire Department of Justice  
1 Granite Place South  
Concord, NH 03301  
(603) 271-3650  
michael.p.degrandis@doj.nh.gov  
catherine.a.denny@doj.nh.gov

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served on all parties of record through the Court's e-filing system.

/s/ Michael P. DeGrandis  
Michael P. DeGrandis