

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Norfolk Division**

DIRECTORY ASSISTANTS, INC.,

Plaintiff,

v.

SUPERMEDIA LLC, *et al.*,

Defendants.

Case No. 2:11-cv-480

DEFENDANTS' MOTION TO DISMISS

NOW COME Defendants SuperMedia LLC, Alejandro Caro, Steven Sapaugh, and Scott E. Duffy (collectively, "Defendants"), by counsel, and pursuant to Rule 12(b)(1) and Rule 12(b)(6) of the Federal Rules of Civil Procedure, hereby move this Court to dismiss Plaintiff's Complaint against them for failure to state a claim upon which relief may be granted. In support of their motion, Defendants refer this Court to their memorandum in support, filed simultaneously herewith.

WHEREFORE, for the reasons stated in the accompanying memorandum of law in support of this motion to dismiss, Defendants respectfully request that this Court (1) grant their motion to dismiss; (2) dismiss the Complaint with prejudice; (3) award Defendants their attorneys' fees and costs incurred in defending this matter; and (4) award Defendants any other relief that this Court deems just and proper.

Respectfully submitted,

SUPERMEDIA LLC,
ALEJANDRO CARO,
STEVEN SAPAUGH and
SCOTT E. DUFFY

By Counsel

/s/

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CERTIFICATE OF SERVICE

I certify that on October 3, 2011 I electronically filed the foregoing document with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to

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