

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

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DR. RALPH DE LA TORRE, M.D.,

Plaintiff,

v.

BERNARD SANDERS, in his capacity as  
Chairman of the Committee on Health, Education,  
Labor, and Pensions of the United States Senate,  
*et al.*,

Defendants.

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Civil Action No. 1:24-cv-02776-TNM

**DEFENDANTS' MOTION TO DISMISS AMENDED COMPLAINT**

Defendants U.S. Senate Committee on Health, Education, Labor, and Pensions, Chairman Bernard Sanders, Ranking Member Bill Cassidy, and 18 other Members of the Committee – Senators Patty Murray, Robert P. Casey, Jr., Tammy Baldwin, Christopher Murphy, Tim Kaine, Margaret Wood Hassan, Tina Smith, Ben Ray Lujan, John W. Hickenlooper, Edward J. Markey, Susan M. Collins, Lisa Murkowski, Mike Braun, Roger Marshall, Mitt Romney, Tommy Tuberville, Markwayne Mullin, and Ted Budd – through undersigned counsel, hereby respectfully move the Court, pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6), to dismiss plaintiff's amended complaint for lack of jurisdiction and failure to state a claim upon which relief can be granted. In support of the motion, defendants respectfully refer the Court to the accompanying Memorandum of Points and Authorities.

Respectfully submitted,

/s/ Morgan J. Frankel

Morgan J. Frankel, Bar #342022

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Dated: December 23, 2024

Attorneys for Defendants