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7 VERISIGN, INC. and
NETWORK SOLUTIONS, INC.
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9
10 UNITED STATES DISTRICT COURT
11 CENTRAL DISTRICT OF CALIFORNIA

12
13 REGISTERSITE.COM, an Assumed
Name of ABR PRODUCTS INC., a
14 New York Corporation, et al.,

15 Plaintiffs,

16 v.

17 INTERNET CORPORATION FOR
ASSIGNED NAMES AND
18 NUMBERS, a California corporation;
VERISIGN, INC., a Delaware
19 Corporation; NETWORK
SOLUTIONS, INC., a Delaware
20 Corporation; ENOM, INC., a
Washington Corporation; ENOM
21 FOREIGN HOLDINGS
CORPORATION, a Washington
22 Corporation; and DOES 1-10,
inclusive,

23 Defendants.
24

Case No. CV 04-1368 ABC (CWx)

**NOTICE OF MOTION AND
MOTION BY DEFENDANTS
VERISIGN, INC. AND
NETWORK SOLUTIONS, INC.
TO DISMISS FIRST AMENDED
COMPLAINT FOR FAILURE TO
STATE A CLAIM PURSUANT
TO FED. R. CIV. P. 12(b)(6)**

Date: July 12, 2004
Time: 10:00 a.m.
Courtroom: 680 – Roybal Fed. Bldg.
Hon. Audrey B. Collins

[Memorandum of Points and
Authorities filed concurrently
herewith]

1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 PLEASE TAKE NOTICE that on July 12, 2004, at 10:00 a.m., or as soon
3 thereafter as the matter can be heard, in the Courtroom of the Honorable Audrey B.
4 Collins, located in Courtroom 680 at 255 East Temple Street, Los Angeles, California,
5 Defendants VERISIGN, INC. ("VeriSign") and NETWORK SOLUTIONS, INC.
6 ("NSI") will, and hereby do, move the Court for an order dismissing Plaintiffs'
7 purported First, Second, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth, and
8 Eleventh causes of action against VeriSign and NSI in their entirety without leave to
9 amend (said causes of action being all of those in the First Amended Complaint (the
10 "Complaint") directed against VeriSign and/or NSI).

11 This motion is made pursuant to Rule 12(b)(6) of the Federal Rules of Civil
12 Procedure on the grounds that the First, Second, Fourth, Fifth, Sixth, Seventh, Eighth,
13 Ninth, Tenth, and Eleventh causes of action directed against VeriSign and NSI in the
14 Complaint fail to state a legally cognizable claim for relief against VeriSign or NSI and
15 that Plaintiffs cannot reasonably amend said causes of action to state a claim for relief
16 as against VeriSign or NSI.

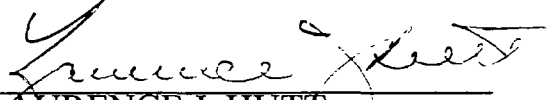
17 This motion is based upon this Notice; upon the supporting Memorandum of
18 Points and Authorities, which is served and filed concurrently herewith; upon the entire
19 record on file in this action; and upon any other or further papers filed or arguments
20 made in support of the motion at or before the hearing thereon.

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1 This motion is made following the conference of counsel pursuant to Local
2 Rule 7-3 , which took place on May 20, 2004.

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4 DATED: May 28, 2004

ARNOLD & PORTER LLP
RONALD L. JOHNSTON
LAURENCE J. HUTT
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9 By: 
10 LAURENCE J. HUTT
11 Attorneys for Defendants
12 VeriSign, Inc. and Network
13 Solutions, Inc.
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