

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**

MILLERCOORS LLC,

Plaintiff,

v.

Civil Action No.: 2:12-cv-530

CHESBAY DISTRIBUTING CO., INC.

Defendant.

CHESBAY DISTRIBUTING CO., INC.'S MOTION TO DISMISS

Pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, Chesbay Distributing Co., Inc., by counsel, moves this court for entry of an order dismissing the Amended Complaint filed by plaintiff, MillerCoors LLC, in its entirety, with prejudice. The grounds for this motion are set forth in *Chesbay Distributing Co., Inc.'s Memorandum in Support of Its Motion to Dismiss* filed with this Motion.

CHESBAY DISTRIBUTING CO., INC.

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CERTIFICATE OF SERVICE

I hereby certify that on October 5, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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