

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
CENTRAL DIVISION

STATE OF SOUTH DAKOTA,	)	3:16-CV-03019-RAL
	)	
Plaintiff,	)	
	)	
v.	)	
	)	DEFENDANTS' MOTION FOR
WAYFAIR INC.	)	SUMMARY JUDGMENT AND
OVERSTOCK.COM, INC.	)	REQUEST FOR ORAL ARGUMENT
NEWEGG INC.	)	
	)	
Defendants.	)	
	)	

Pursuant to Federal Rule of Civil Procedure 56 and Local Rule 56.1, Defendants Wayfair Inc., Overstock.com, Inc., and Newegg Inc., move for Summary Judgment on the Complaint for declaratory relief filed by the Plaintiff, the State of South Dakota. In support of their motion, the Defendants submit the separately-filed Brief in Support of Defendants' Motion for Summary Judgment and Defendants' Statement of Material Facts.

Pursuant to United States District Court of South Dakota Civil Local Rule 7.1(C), the Defendants respectfully request oral argument.

Dated this 22<sup>nd</sup> day of July, 2016.

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**CERTIFICATE OF SERVICE**

The undersigned, one of the attorneys for Defendants, hereby certifies that on July 22, 2016, the foregoing Defendants' Motion for Summary Judgment and Request for Oral Argument was electronically filed with the Clerk of Court using the ECF system which will send notification of such filing to the following:

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s/ Jeff Bratkiewicz \_\_\_\_\_  
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