

STATE OF SOUTH DAKOTA)
 :
COUNTY OF HUGHES)

IN CIRCUIT COURT

SIXTH JUDICIAL CIRCUIT

<p>STATE OF SOUTH DAKOTA, Plaintiff, vs. WAYFAIR INC., OVERSTOCK.COM, INC., and NEWEGG INC., Defendants.</p>	<p>32CIV16-000092 DEFENDANTS’ MOTION FOR SUMMARY JUDGMENT</p>
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Pursuant to SDCL § 15-6-56, 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.

Dated this 22nd day of February, 2017.

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CERTIFICATE OF SERVICE

I hereby certify that on February 22, 2017, a true and correct copy of the foregoing Defendants' Motion for Summary Judgment was served electronically via the Odyssey system, via e-mail, and/or via U.S. Mail, postage prepaid, upon the following attorneys of record for Plaintiff, the State of South Dakota:

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