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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

THE STATE OF WASHINGTON,)	
)	NO. 18-2-25822-7 SEA
Plaintiff,)	
)	ORDER DENYING DEFENDANT JERSEY
vs.)	MIKE'S FRANCHISE SYSTEMS, INC.'S
)	MOTION TO DISMISS
JERSEY MIKE'S FRANCHISE SYSTEMS,)	
INC., et al.,)	
)	
Defendants.)	

THIS MATTER came on regularly for hearing before the undersigned Judge on defendant Jersey Mike's Franchise Systems, Inc.'s motion to dismiss under CR 12(b). The Court reviewed:

- 1) Jersey Mike's Motion to Dismiss and all the Attachments;
- 2) The State of Washington's Opposition to the Motion to Dismiss;
- 3) Jersey Mike's Reply and Attachment;
- 4) The Joinder of the Franchisees;
- 5) The Complaint,

IT IS HEREBY ORDERED that Defendants' motion is DENIED and the all the Defendants in this action are directed to answer the State's Complaint within twenty days of this order. Dismissal is only appropriate under CR 12(b) if it appears beyond doubt that the plaintiff can prove no facts, consistent with the complaint, which would entitle the plaintiff to relief. For



1 purposes of this motion, the allegations and all reasonable inferences must be accepted as true.
2 Because the State of Washington has alleged two causes of action, that if proven entitle the
3 plaintiff to relief, the Defendants' motion is hereby DENIED.

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5 DATED this 25TH day of January, 2019.
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10 HONORABLE MELINDA J. YOUNG
11 SUPERIOR COURT JUDGE
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