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13 **UNITED STATES DISTRICT COURT**
14 **SOUTHERN DISTRICT OF CALIFORNIA**
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16 HODL LAW, PLLC,
17 Plaintiff,

18 vs.

19 SECURITIES AND EXCHANGE
20 COMMISSION,
21 Defendant.

Case No. 22-cv-1832-L-JLB

**NOTICE OF SEC'S MOTION TO
DISMISS**

Judge: Hon. M. James Lorenz
Hearing Date: March 13, 2023
Hearing Time: 10:30 am
Courtroom: 5B

No oral argument pursuant to Local Rule

1 Defendant U.S. Securities and Exchange Commission respectfully moves this
2 Court for an order dismissing Plaintiff's request for a declaratory judgment pursuant
3 to Federal Rule of Civil Procedure 12(b)(1).
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5 Dated: February 6, 2023

6 /s/ Alexandra Verdi
7 Alexandra Verdi
8 Attorney for Defendant
9 Securities and Exchange Commission
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PROOF OF SERVICE

I am over the age of 18 years and not a party to this action. My business address is:

U.S. SECURITIES AND EXCHANGE COMMISSION
100 F. St., NE, Washington, D.C. 20549
Telephone No. (202) 551-5057; Facsimile No. (202) 772-9263

On February 6, 2023, I caused to be served the document **NOTICE OF SEC’S MOTION TO DISMISS** on all the parties to this action addressed as stated on the attached service list:

OFFICE MAIL: By placing in sealed envelope(s), which I placed for collection and mailing today following ordinary business practices. I am readily familiar with this agency’s practice for collection and processing of correspondence for mailing; such correspondence would be deposited with the U.S. Postal Service on the same day in the ordinary course of business.

PERSONAL DEPOSIT IN MAIL: By placing in sealed envelope(s), which I personally deposited with the U.S. Postal Service. Each such envelope was deposited with the U.S. Postal Service at Los Angeles, California, with first class postage thereon fully prepaid.

EXPRESS U.S. MAIL: Each such envelope was deposited in a facility regularly maintained at the U.S. Postal Service for receipt of Express Mail at Los Angeles, California, with Express Mail postage paid.

HAND DELIVERY: I caused to be hand delivered each such envelope to the office of the addressee as stated on the attached service list.

UNITED PARCEL SERVICE: By placing in sealed envelope(s) designated by United Parcel Service (“UPS”) with delivery fees paid or provided for, which I deposited in a facility regularly maintained by UPS or delivered to a UPS courier, at Washington, D.C.

ELECTRONIC MAIL: By transmitting the document by electronic mail to the electronic mail address as stated on the attached service list.

E-FILING: By causing the document to be electronically filed via the Court’s CM/ECF system, which effects electronic service on counsel who are registered with the CM/ECF system.

FAX: By transmitting the document by facsimile transmission. The transmission was reported as complete and without error.

I declare under penalty of perjury that the foregoing is true and correct.

Date: February 6, 2023

/s/ Alexandra Verdi
Alexandra Verdi

HODL LAW, PLLC v. SECURITIES AND EXCHANGE COMMISSION
United States District Court—Southern District of California
Case No. 22-cv-1832-L-JLB

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