IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

FRAUNHOFER-GESELLSCHAFT ZUR FÖRDERUNG DER ANGEWANDTEN FORSCHUNG E.V.,	)	
Plaintiff,	)	C.A. No. 17-184-VAC-SRF
v.	)	
SIRIUS XM RADIO INC.,	)	
Defendant.	)	

DEFENDANT SIRIUS XM RADIO INC.'S MOTION TO DISMISS PLAINTIFF'S COMPLAINT UNDER FEDERAL RULE OF CIVIL PROCEDURE 12(b)(6)

Defendant Sirius XM Radio Inc. respectfully moves, pursuant to Fed. R. Civ. P. 12(b)(6), to dismiss Plaintiff's Complaint for failure to state a claim upon which relief can be granted. The grounds for this motion are fully set forth in the Opening Brief and the Declaration of Shannon Hedvat, with exhibits, filed contemporaneously herewith.

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