

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF VERMONT**

AMERICAN CABLE ASSOCIATION,
CTIA – THE WIRELESS ASSOCIATION,
NCTA – THE INTERNET & TELEVISION
ASSOCIATION, NEW ENGLAND CABLE &
TELECOMMUNICATIONS ASSOCIATION,
and USTELECOM – THE BROADBAND
ASSOCIATION, on behalf of their members,

Plaintiffs,

v.

PHILIP B. SCOTT, in his official capacity as
the Governor of Vermont; SUSANNE R.
YOUNG, in her official capacity as the
Secretary of Administration; JOHN J. QUINN
III, in his official capacity as the Secretary and
Chief Information Officer of the Vermont
Agency of Digital Services; and JUNE E.
TIERNEY, in her official capacity as the
Commissioner of the Vermont Department of
Public Service,

Defendants.

Case No. 2-18-cv-00167-cr

PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT

NOW COME Plaintiffs, American Cable Association, CTIA – The Wireless Association, NCTA – The Internet & Television Association, New England Cable & Telecommunications Association, and USTelecom – The Broadband Association, on behalf of their members, and hereby move, pursuant to Federal Rule of Civil Procedure 56, for summary judgment on their first claim for relief. In support thereof, Plaintiffs offer the accompanying Memorandum of Law and Rule 56 Statement of Undisputed Facts.

Dated: January 23, 2019

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that, on January 23, 2019, I electronically submitted the foregoing document to the Clerk's Office using the U.S. District Court for the District of Vermont's Electronic Document Filing System (ECF).

/s/ David M. Pocius

David M. Pocius