

DISTRICT COURT
BOULDER, COUNTY, COLORADO
Boulder Justice Center
1777 6th Street
Boulder, CO 80302

Plaintiff:

AMI SADLER; COMPASSION & CHOICES;
COMPASSION & CHOICES OF COLORADO;
STEPHEN KREBS, MD; SHANNON LEWIS;
COLORADO RELIGIOUS COALITION FOR
REPRODUCTIVE CHOICE; AND ASSOCIATES IN
WOMEN'S HEALTH, P.C.

Defendant:

COMMUNITY FIRST FOUNDATION f/k/a
LUTHERAN MEDICAL CENTER FOUNDATION;
SISTERS OF CHARITY OF LEAVENWORTH
HEALTH SYSTEM, INC.; EXEMPLA, INC., in its
corporate capacity and in its trade dress of EXEMPLA
LUTHERAN MEDICAL CENTER; EXEMPLA GOOD
SAMARITAN MEDICAL CENTER LLC; KAISER
HOSPITAL ASSET MANAGEMENT, INC.; and
KAISER FOUNDATION HEALTH PLAN OF
COLORADO

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John A. Chanin, #20749
LINDQUIST & VENNUM P.L.L.P.
600 17th Street, Suite 1800 South
Denver, Colorado 80202
Phone: (303) 573-5900
Fax: (303) 573-1956
jchanin@lindquist.com

**Attorneys for Plaintiff Sisters of Charity of
Leavenworth Health System, Inc.**

Case Number: 07CV1113

Ctrm/Div: 2

**DEFENDANT SISTERS OF CHARITY OF LEAVENWORTH HEALTH SYSTEM,
INC.'S MOTION TO DISMISS PLAINTIFFS' FIRST AMENDED COMPLAINT**

Defendant Sisters of Charity of Leavenworth Health System, Inc. ("Sisters of Charity") respectfully requests that the Court dismiss Plaintiffs' First Amended Complaint for lack of standing under Colorado Rule of Civil Procedure 12(b)(1), and failure to state a claim on which relief may be granted under Colorado Rule of Civil Procedure 12(b)(15). In support of its Motion, Sisters of Charity hereby incorporates its Motion to Dismiss Plaintiffs' First and Second Claim for Relief, filed on January 18, 2008, and Defendant Community First Foundation's Motion to Dismiss Plaintiffs' First Amended Complaint, filed on February 25, 2008.

WHEREFORE, SCLHS respectfully requests that its Motion to Dismiss Plaintiffs' First Amended Complaint be granted.

DATED this 3rd day of March, 2008.

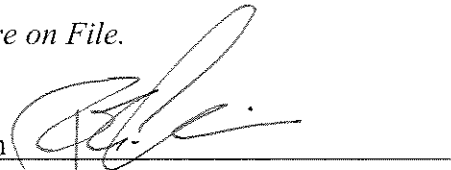
LINDQUIST & VENNUM P.L.L.P.

Original Signature on File.

By: /s/ John A. Chanin

John A. Chanin

Attorneys for Plaintiff Sisters of Charity of
Leavenworth Health System, Inc.

A handwritten signature in black ink, appearing to read 'John A. Chanin', is written over a horizontal line. The signature is stylized and cursive.

CERTIFICATE OF SERVICE

I hereby certify that on this 3rd day of March, 2008, a copy of the foregoing DEFENDANT SISTERS OF CHARITY OF LEAVENWORTH HEALTH SYSTEM, INC.'S MOTION TO DISMISS PLAINTIFFS' FIRST AMENDED COMPLAINT was served to the following:

Via e-mail through Lexis/Nexis File & Serve

Holme Roberts & Owen LLP

B. Lawrence Theis

larry.theis@hro.com

Michael J. Hofmann

michael.hofmann@hro.com

Steven J. Perfrement

steven.perfrement@hro.com

James N. Phillips

james.phillips@hro.com

Heizer Paul LLP

Dean C. Heizer II

dheizer@phplawyers.com

Holland & Hart LLP

Geraldine A. Brimmer

gbrimmer@hollandhart.com

Horowitz/Forbes, LLP

Jay S. Horowitz

jhorowitz@hfltig.com

Peter C. Forbes

pforbes@hfltig.com

Koncilja & Associates, P.C.

Frances Koncilja

fkoncilja@koncilja.com

Blackwell Sanders LLP

James D. Griffin

jgriffin@blackwellsanders.com

Sudee Mirsafian Wright

suwright@blackwellsanders.com

Original Signature On File.



/s/ Gail H. Carlstead

Gail H. Carlstead