

DOCKET NO. HHD-CV22-5075490-S	:	CONNECTICUT SUPERIOR
	:	COURT
NOEMI SOTO	:	JUDICIAL DISTRICT OF
<i>Plaintiff,</i>	:	HARTFORD
	:	
v.	:	
	:	
CONNECTICUT GENERAL ASSEMBLY	:	
<i>Defendant.</i>	:	NOVEMBER 18, 2022

**CONNECTICUT GENERAL ASSEMBLY'S MOTION TO DISMISS**

Defendant Connecticut General Assembly hereby moves to dismiss the Complaint pursuant to Practice Book § 10-30 for lack of subject matter jurisdiction. Plaintiff Noemi Soto lacks standing to bring this claim pursuant to Conn. Gen. Stat. § 9-371b because she has not been aggrieved by a “ruling of an election official.” The Connecticut General Assembly is not an election official. Even if Plaintiff had named a proper election official, there has been no “ruling” of an election official because election officials acted in conformity with the law in placing the constitutional referendum question on the November 8, 2022 ballot. To the extent, if any, that Plaintiff brings a claim independent of § 9-371b, she lacks standing to do so and her claim is barred by sovereign immunity. Finally, Plaintiff’s claims are nonjusticiable political questions not amenable to judicial resolution. Therefore, this Court lacks subject matter jurisdiction and her claim should be dismissed.

Respectfully submitted,

DEFENDANT

CONNECTICUT GENERAL  
ASSEMBLY

WILLIAM TONG  
ATTORNEY GENERAL

BY: /s/ Alma Rose Nunley  
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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing motion, having been electronically filed with the Court, was emailed to Plaintiff on this 18th day of November 2022.

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/s/ Alma Rose Nunley  
Alma Rose Nunley  
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