

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION**

BRUCE AND WENDY)	
ANDERSON,)	
Plaintiffs,)	
-vs-)	
)	
AMWAY/QUIXTAR, INC., a)	CASE NO.: 3:07-CV-844-J-25JRK
corporation,)	
MICHAEL YOUNG)	
MCCORMICK,)	
DONALD E. CHRISTOPHER,)	
HAL GOOCH,)	
Defendants.)	
_____)	

**MOTION TO DISMISS AMENDED COMPLAINT
UNDER RULES 12(b)(1) AND 12(b)(6), FED.R.CIV.P.**

Defendant DONALD E. CHRISTOPHER, (“CHRISTOPHER”), by his undersigned attorneys and pursuant to Rules 12(b)(1) and 12(b)(6), respectfully moves this Court for an order dismissing the Amended Complaint with prejudice on the grounds that:

1. This Court lacks subject matter jurisdiction over Plaintiffs’ Amended Complaint under the *Rooker-Feldman* doctrine, which provides that federal courts other than the United States Supreme Court, do not have jurisdiction to review the final judgments of state courts; and
2. Plaintiffs failed to state a civil claim for violation of the Racketeer Influenced and Corrupt Organizations (“RICO”) Act, codified as 18 U.S.C. Section 1961 *et seq.*
3. Plaintiffs’ alleged injury was not directly caused by the purported RICO violation, and, accordingly, Plaintiffs lack standing to assert a civil RICO claim.

In support of its Motion to Dismiss, Defendant Christopher respectfully submits a Memorandum in Support filed contemporaneously herewith.

Respectfully submitted,

LITCHFORD & CHRISTOPHER

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 7, 2007 I electronically filed the foregoing Motion to Dismiss with the Clerk of the Court by using the CM/ECF system.

I further certify that I mailed the foregoing document and the notice of electronic filing by first-class mail to the following non-CM/ECF participants:

Bruce and Wendy Anderson
11211 Portside Drive
Jacksonville, FL 32225-1516

/s/ Keith E. Rounsaville
Keith E. Rounsaville