

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

TINAMARIE BARRALES and MICHAEL
WILLIAMS, individually and on behalf of all
those similarly situated,

Plaintiffs,

v.

GHOST BEVERAGES LLC, and
MONDELEZ INTERNATIONAL, INC.,,

Defendants.

Case No. 1:24-cv-1185

Hon. Martha M. Pacold
Hon. Heather K. McShain

MOTION TO DISMISS

Pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure and this Court's Order, dated April 16, 2024 (ECF No. 16), Defendant Mondelēz International, Inc. ("Mondelēz") moves to dismiss Counts I through VII of Plaintiff's Class Action Complaint ("Complaint," ECF No. 1).

In support of this motion to dismiss the Complaint, Mondelēz joins in the memorandum of law (the "Ghost Memorandum") submitted by defendant Ghost Beverages LLC ("Ghost"), and adopts the arguments in support of dismissal set out in the Ghost Memorandum filed simultaneously with this motion and which is incorporated by reference. Additionally, Mondelēz refers to its Supplemental Memorandum of Law in Support of Its Motion to Dismiss Class Action Complaint to address certain issues specific to Mondelēz.

Dated: May 13, 2024

Respectfully submitted,

Mondelez International, Inc.

By: /s/ Paul Olszowka
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