

IN THE CIRCUIT COURT OF JACKSON COUNTY
AT KANSAS CITY

SAMUEL K. LIPARI,)	
(Statutory Trustee of Dissolved)	
Medical Supply Chain, Inc.))	
)	
Plaintiff,)	
)	
v.)	Case No. 0616-CV07421
)	
GENERAL ELECTRIC COMPANY, et al.,)	
)	
Defendants.)	

GENERAL ELECTRIC COMPANY,
GENERAL ELECTRIC CAPITAL BUSINESS
ASSET FUNDING CORPORATION AND
GE TRANSPORTATION SYSTEMS GLOBAL SIGNALING, LLC'S
MOTION TO DISMISS

Pursuant to Missouri Rules of Civil Procedure Rule 55.27 and 67.01, General Electric Company, General Electric Capital Business Asset Funding Corporation and GE Transportation Systems Global Signaling, LLC (collectively the "GE defendants") moves this Court for an order dismissing plaintiff's claim against them because pursuant to R.S.Mo. § 351.476 plaintiff does not have the legal capacity to sue the GE defendants. Plaintiffs claim against the GE defendants should be dismissed for the additional reason that he has failed to state a claim upon which relief can be granted because he does not and cannot allege the required elements of his claim. The basis for the GE defendants' motion are more fully set forth in the GE defendants' accompanying suggestions in support of the motion, which is hereby incorporated herein.

HUSCH & E

By: 

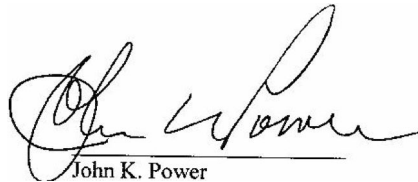
John K. Power, # 70448
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Kansas City, MO 64105
Telephone: (816) 421-4800
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ATTORNEYS FOR GENERAL ELECTRIC
COMPANY, GENERAL ELECTRIC CAPITAL
BUSINESS ASSET FUNDING CORPORATION
AND GE TRANSPORTATION SYSTEMS
GLOBAL SIGNALING, LLC

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing instrument was forwarded this 4th day of May, 2006, by first class mail, postage prepaid to:

Samuel K. Lipari
297 NE Bayview
Lee's Summit, MO 64064


John K. Power

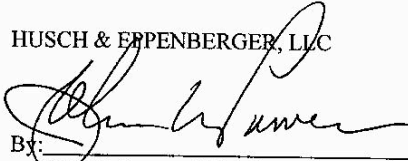
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HUSCH & EPPENBERGER, LLC



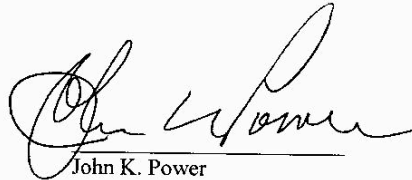
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