

UNITED STATES DISTRICT COURT
DISTRICT OF VERMONT

JOHN D. HAYWOOD,

Plaintiff,

v.

ST. MICHAEL'S COLLEGE,
LOGAN R. SPILLANE, and
CHRISTOPHER HARDY,

Defendants.

Civil Action No. 2:12-cv-164
Jury Demand

**SPILLANE AND HARDY'S RENEWED SPECIAL MOTION TO STRIKE SLAPP SUIT
AND RENEWED MOTION TO DISMISS**

Defendants LOGAN R. SPILLANE, and CHRISTOPHER HARDY (hereafter "the students"), by and through their attorney of record, WILLIAM B. TOWLE, ESQ., hereby submit this renewed Motion to Strike SLAPP Suit pursuant to 12 V.S.A. § 1041 (Doc 7 and Doc 8, filed September 24, 2012), and renewed Motion to Dismiss (Doc 16, filed October 1, 2012).

WHEREBY, the students adopt and renew their prior motions. As grounds, the students state the *Amended Complaint* (Doc 19, October 4, 2012) contains no substantive or procedural changes that would change the analysis or the arguments contained within the pending motions.

The *Amended Complaint*, like its predecessor, is deeply flawed because it is a transparent attempt by a political candidate to sue two student reporters for factual reporting which was not to the candidate's liking. Such reporting is protected by the United States Constitution and the Vermont Constitution, and the claims must be dismissed and the student reporters granted their

costs and attorney's fees.

Dated at South Burlington, Vermont, October 19, 2012.

WARD & BABB
Attorneys for LOGAN R. SPILLANE, and
CHRISTOPHER HARDY

By: /s/ William B. Towle
William B. Towle, Esq.
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Certificate of Service

On October 19, 2012, I electronically filed the foregoing document with the Clerk of Court using the CM/ECF system. The CM/ECF system will provide service of such filing via Notice of Electronic Filing (NEF) to the following NEF parties:

Jeffrey J. Nolan, Esq, attorney for St. Michael's College.

A copy of the foregoing has also been served upon the following parties by mailing a copy thereof via U.S. first class mail, postage prepaid, to *pro se* party at:

John D. Haywood, Esq.
3116 Cornwall Road
Durham, NC 27707-5102.

Dated at South Burlington, Vermont, October 19, 2012.

WARD & BABB
Attorneys for LOGAN R. SPILLANE, and
CHRISTOPHER HARDY

By: /s/ William B. Towle
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