

EXERCISE

INTRODUCTION TO MOTION PRACTICE

Background

Your client, Tempo Cycles, a manufacturer of high-performance road bikes, was recently sued by a competitor for alleged intellectual property infringement. After reviewing the complaint, your team and the client have decided that Tempo should move to dismiss several of the claims.

Tempo is cost sensitive and would therefore like to draft the brief for the motion on its own. The general counsel's background is in M&A, so motion writing is outside of his expertise. He has requested that your team walk him through the parts of a brief to make sure he gets it right.

The senior associate asked you to handle this request. Before setting up a call with the GC, you're meeting with the senior associate to review what you plan to say, which should include:

- The parts of a brief (as the GC specifically requested);
- The other parts of a motion; and
- The materials the GC should use to prepare for oral argument.

Instructions

Come prepared to discuss what you'll say to the senior associate.