IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ROBERT M. GLEN,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 1:19-cv-01809-MN
	)	
TRIPADVISOR LLC, TRIPADVISOR, INC., ORBITZ, LLC, TRIP NETWORK, INC. D/B/A CHEAPTICKETS, KAYAK SOFTWARE CORPORATION, AND BOOKING HOLDINGS INC.,	)	
	)	
Defendants.	)	

DEFENDANTS KAYAK SOFTWARE CORPORATION AND BOOKING HOLDINGS INC.'S MOTION TO DISMISS PURSUANT TO RULES 12(b)(6) AND 12(b)(1)

Pursuant to Rules 12(b)(6) and 12(b)(1), Defendants Kayak Software Corporation and Booking Holdings Inc. ("Defendants") hereby move to dismiss the Amended Complaint in the above-captioned action. For the reasons set forth in the accompanying Brief in Support of their Motion to Dismiss, Plaintiff Robert M. Glen fails to state a claim upon which relief can be granted and the Court lacks subject-matter jurisdiction to hear this dispute, so this action must be dismissed.

THEREFORE, Defendants respectfully request that the instant motion be GRANTED and this action be DISMISSED.

DATED: February 7, 2020

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

/s/ John P. DiTomo

John P. DiTomo (#4850)
Barnaby Grzaslewicz (#6037)
1201 N. Market Street
Wilmington, DE 19899-1347
(302) 658-9200
jditomo@mnat.com
bgrzaslewicz@mnat.com

Attorneys for Defendants Kayak Software Corporation and Booking Holdings Inc.

OF COUNSEL:
BAKER MCKENZIE LLP
Michael A. Duffy
Michael C. McCutcheon
300 East Randolph Street Suite 5000
Chicago, IL 60601
(312) 861-8000
Michael.Duffy@bakermckenzie.com
Michael.McCutcheon@bakermckenzie.com

L Andrew S. Riccio
425 Fifth Avenue
New York, NY 10018
(212) 626-4100
Andrew.Riccio@bakermckenzie.com
Admitted pro hac vice