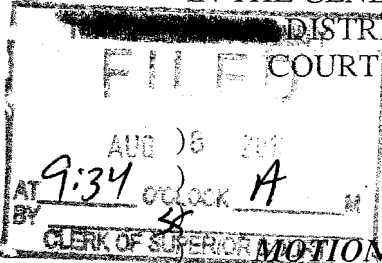


[REDACTED]



DISTRICT COURT DIVISION
COURT FILE NO.: [REDACTED]

[REDACTED]

Plaintiff,

v.

[REDACTED]

Defendant.

**MOTIONS TO DISMISS (Rule 12),
MOTION FOR SANCTIONS, MOTION
TO SEQUESTER MARITAL
VEHICLE**

**A TRUE COPY
CLERK OF SUPERIOR COURT**
[REDACTED]
Deputy Clerk of Superior Court
MOTION TO DISMISS - Rule 12(b)(6)

The Plaintiff hereby moves the Court, pursuant to Rule 12(b)(6) of the North Carolina Rules of Civil Procedure, for an order dismissing the Defendant's "Counterclaims" contained in his pleading entitled, "*Reply and Counterclaim to Reply and Response to Motion for a Temporary Custody Order*" in that said claims fail to state claims for relief pursuant to which relief can be granted.

MOTION TO DISMISS - Rule 12(b)(2)(5)(6)(7)

The Plaintiff hereby moves the Court, pursuant to Rules 12(b)(2)(5)(6)(7) of the North Carolina Rules of Civil Procedure, for an order dismissing the Defendant's Second Claim for Relief against the "Co-Counter Defendant L. Bryan Smith," for lack of jurisdiction over the person, insufficiency of process, insufficiency of service of process, and failure to join a necessary party.

MOTION FOR SANCTIONS - Rule 11

The Plaintiff hereby moves the Court, pursuant to Rule 11 of the North Carolina Rules of Civil Procedure, for sanctions in that the Defendant's "Counterclaims" contained in his pleading entitled, "*Reply and Counterclaim to Reply and Response to Motion for a Temporary Custody Order*" in that said "Counterclaims" are not well grounded in fact nor warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law. Further, said "Counterclaims" are interposed for the improper purposes of harassment and to create a needless increase in the cost of litigation.

What Law?

MOTION TO SEQUESTER MARITAL VEHICLE

The Plaintiff hereby moves the Court for an order sequestering the jointly titled vehicle of the parties for the use and benefit of the Plaintiff and the minor children. In support of this motion the Plaintiff states that when she left the marital home, she took the parties' minivan for the purpose of going to and from work and for the purpose of transporting the minor children and caring for their needs. The parties are owners of several other vehicles titled in either the Defendant's sole name or in the parties' joint name. Notwithstanding the fact that the Defendant had other vehicles for his sole use and enjoyment, he located the place at which the Plaintiff and the minor children were staying and retrieved the parties' minivan and refuses to return it to the Plaintiff.

This the 8th day of August, 2013.

[REDACTED]
By and Through Plaintiff's Attorney,



[REDACTED]
N.C. State Bar I.D. [REDACTED]

[REDACTED]
[REDACTED] Carolina [REDACTED]

Telephone No.: [REDACTED]