

**IN UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
Baltimore Division**

GLENDORA MANAGO, et al.,

Plaintiffs,

v.

CANE BAY PARTNERS VI, LLLP, et al.,

Defendants.

Case No. 1:20-cv-00945-LKG

**DEFENDANTS’ MOTION TO DISMISS PLAINTIFFS’ FIRST AMENDED COMPLAINT
PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(b)(6) AND REQUEST
FOR HEARING**

Defendants Cane Bay Partners VI, LLLP, David Johnson, Kirk Chewning, Richard Mayer, Karen Rabbithead, David Blacksmith, Wesley Scott Wilson,¹ Mark Fox, Cory Spotted Bear, Sherry Turner-Lone Fight, Mervin Packineau, V. Judy Brugh, Fred Fox, and Monica Mayer (collectively, “Defendants”), by counsel, hereby move to Dismiss Plaintiffs’ First Amended Complaint Pursuant to Federal Rule of Civil Procedure 12(b)(6). The reasons and grounds supporting this Motion are more specifically set forth in the accompanying Memorandum in Support, which is incorporated by reference herein.

WHEREFORE, Defendants respectfully move this Court to enter an order granting this Motion to Dismiss Plaintiffs’ First Amended Complaint Pursuant to Federal Rule of Civil Procedure 12(b)(6), and all claims therein, with prejudice, and for such other and further relief as
///

¹ Defendant Wesley Scott Wilson’s last name was misspelled as “Eilson” in the First Amended Class Action Complaint.

the Court deems appropriate.

Dated: February 4, 2022

Respectfully submitted,

By: /s/ Ashley Vinson Crawford

Ashley Vinson Crawford, Esq.

(admitted *pro hac vice*)

Danielle C. Ginty, Esq.

(admitted *pro hac vice*)

AKIN GUMP STRAUSS HAUER & FELD LLP

580 California Street, Suite 1500

San Francisco, CA 94104

Tel: (415) 765-9500

Fax: (415) 765-9501

Email: avcrawford@akingump.com

dginty@akingump.com

S. Mohsin Reza (D. Md. Bar No. 19015)

TROUTMAN PEPPER HAMILTON SANDERS LLP

401 9th Street NW, Suite 1000

Washington, DC 20004

Telephone: (202) 274-1927

Facsimile: (703) 448-6510

Email: mohsin.reza@troutman.com

*Counsel for Cane Bay Partners VI, LLLP, David
Johnson, and Kirk Chewning*

By: /s/ Nicole E. Ducheneaux

Nicole E. Ducheneaux (admitted *pro hac vice*)

Leonika R. Charging-Davison

(admitted *pro hac vice*)

BIG FIRE LAW & POLICY GROUP, LLP

1404 Fort Crook Road South

Bellevue, NE 68005

Tel: (531) 466-8725

Fax: (531) 466-8792

Email: nducheneaux@bigfirelaw.com

lcharging@bigfirelaw.com

Tony S. Lee (Bar No. 28121)

FLETCHER, HEALD AND HILDRETH

1300 17th Street, North, 11th Floor

Arlington, VA 22209

Tel: (703) 812-0442

Fax: (703) 812-0486

Email: lee@fhhlaw.com

*Counsel for Richard Mayer, Karen
Rabbithead, David Blacksmith, and
Wesley Scott Wilson*

By: /s/ Douglas Gansler

Douglas Friend Gansler (#21010)
CADWALADER, WICKERSHAM, & TAFT
700 Sixth Street NW
Washington, DC 20001
Email: Douglas.gansler@cwt.com

Peter J. Breuer (#814939 – admitted *pro hac
vice*)

FREDERICKS LAW FIRM
10541 Racine St.
Commerce City, CO 80022
Email: pbreuer@jf3law.com

*Counsel for Mark Fox, Cory Spotted Bear, Sherry
Turner-Lone Fight, Mervin Packineau, V. Judy
Brugh, Fred Fox, and Monica Mayer*

REQUEST FOR HEARING

Defendants Cane Bay Partners VI, LLLP, David Johnson, Kirk Chewning, Richard Mayer, Karen Rabbithead, David Blacksmith, Wesley Scott Wilson, Mark Fox, Cory Spotted Bear, Sherry Turner-Lone Fight, Mervin Packineau, V. Judy Brugh, Fred Fox, and Monica Mayer respectfully request a hearing on their Motion to Dismiss Plaintiffs' First Amended Complaint Pursuant to Federal Rule of Civil Procedure 12(b)(6).

/s/ Ashley Vinson Crawford