

FILED  
ADAMS COUNTY  
CLERK OF COURTS

2024 JUN 25 AM 10:33

IN THE COURT OF COMMON PLEAS  
CIVIL DIVISION  
ADAMS COUNTY, OHIO

*Larry Miller*  
CLERK

**SHAWN COOLEY et al**

\* CASE NO. CVH 20230069

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\* Judge Jerry McBride

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PLAINTIFFS,

VS.

**JOSEPH E. FOREMAN et al**

DEFENDANTS.

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**DEFENDANT'S MOTION TO DISMISS DEFENDANT'S COUNTERCLAIMS 9, 10, and  
11**

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Comes now Defendants, Joseph E. Foreman and Hungry Hustler Records, and requests that this honorable court grant the Motion to Dismiss counterclaims 9, 10, and 11 of the Defendants, without prejudice, pursuant to Rule 41(A)(1)(b) of the Ohio Rules of Civil Procedure

Respectfully submitted,

/s/ David Osborne, Jr.

DAVID "D.J." OSBORNE, JR #0096879  
Attorney for the Defendant's Joseph E.  
Foreman and Hungry Hustler Records

### **PROOF OF SERVICE**

The undersigned hereby certifies that a true copy of the foregoing was served upon to following:

1. **Robert A. Klinger**, Robert A. Klinger Co., LPA, 895 Central Ave. Ste. 300, Cincinnati, Ohio 45202;
2. **David Moser**, Fishel Downey Albrecht and Riepenhoff, LLP, 7775 Walton Parkway, Suite 200, New Albany, Ohio 43054.
3. **Helen K. Sudhoff**, Fishel Downey Albrecht and Riepenhoff, LLP, 7775 Walton Parkway, Suite 200, New Albany, Ohio 43054.

by regular U.S. mail, hand delivery, **email**, fax, by dropping off in the Attorney box at Adams County Court, or email this \_25\_ day of \_June\_, 2024.

Respectfully submitted,

\_\_\_\_\_/s/ David Osborne, Jr.\_\_\_\_\_  
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