

STATE OF SOUTH CAROLINA
COUNTY OF LEXINGTON

IN THE COURT OF COMMON PLEAS

Thomas Dukes,

FILE NO.: 2023-CP-32-02473

Plaintiff,

**ORDER TO
DISMISS WITH PREJUDICE**

v.

Rocket Mortgage, LLC and
Palmetto State Insurance Agency, LLC,

Defendants.

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SC Court of Appeals

This cause was heard in open Court on the 14th day of March, 2024, before the Honorable Brian M. Gibbons, Circuit Judge, on the Motion to Dismiss the Amended Complaint filed by Defendant, Rocket Mortgage, LLC (“Rocket Mortgage”), on November 27, 2023. Brent B. Young represented Rocket Mortgage at the hearing. The *pro se* Plaintiff represented himself at the hearing.

After review and consideration of the various filings related to Rocket Mortgage’s pending Motion to Dismiss, the argument of counsel and the *pro se* Plaintiff, applicable state and federal law – including SCRCF 12 and related federal regulations, and the record as a whole, the Court found as follows:

1. All parties received proper notice of the hearing.
2. Rocket Mortgage’s Motion to Dismiss the Amended Complaint pursuant to SCRCF 12(b)(6) that was filed on November 27, 2023 is well-taken, and should, therefore, be granted. In this regard, the *pro se* Plaintiff failed to state facts and/or the required elements in his Amended Complaint that are sufficient to constitute any cause of action against Rocket Mortgage under applicable state and federal law or regulation(s).

Premises considered, it is hereby ORDERED, ADJUDGED, and DECREED as follows:

- a. The Motion to Dismiss the Amended Complaint filed by Rocket Mortgage on November 27, 2023 in this action is GRANTED;
- b. This action is DISMISSED, with prejudice, as it relates to Rocket Mortgage; and
- c. Court costs in this action are taxed to the *pro se* Plaintiff.

ENTER:

Brian M. Gibbons, Circuit Judge