

STATE OF SOUTH CAROLINA
COUNTY OF BEAUFORT

) IN THE COURT OF COMMON PLEAS
)
) CIVIL ACTION NO: 2011-CB-070-04407

Alexander Pastene,
Plaintiff,

vs.

Thomas Trobough, Mr. and Mrs.
Norman Ginsburg, W. Richard Beetle,
Country Club of Hilton Head, Club
Corp of Dallas TX, CCHH Tennis
Committee Members,
Defendants

ORDER GRANTING
DEFENDANT'S MOTION TO
DISMISS THE PLAINTIFF'S
COMPLAINT

2 MAR - 7 PM 12: 35
JENNIFER ROSENEAU
BEAUFORT COUNTY, S.C.
CLERK OF COURT


This matter was heard before me on February 8, 2012. Present were Alexander Pastene, pro se, and Mary Lohr for Country Club of Hilton Head and Richard Beetle. No appearances were made on the parts of the remaining defendants.


Mr. Beetle and Country Club of Hilton Head, moved before the court for a motion dismissing the claims of the Plaintiff. As the assault claim, the Plaintiff having presented the facts of the face of the complaint, has failed to allege a cause of action against either Richard Beetle or Country Club of Hilton Head, as Mr. Beetle was not present during the alleged assault. This cause of action is dismissed with prejudice as to Richard Beetle and Country Club of Hilton Head.

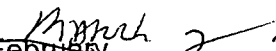
Richard Beetle and Country Club of Hilton Head also have moved for an order dismissing the causes of action for defamation and wrongful termination against public policy. The Defendants argue that the Plaintiff failed to properly

plead these causes of action. I agree. However, I dismiss these causes of action without prejudice and with leave for the Plaintiff to refile within 30 days of the date of this Order.

AND IT IS SO ORDERED

By: 
J. Ernest Kinard
Judge, Fourteenth Judicial Circuit


_____, South Carolina


February _____, 2012.