

4 : 2/16/23  
4 : 20481.doc  
309346

PAUL JOHN CISAR, *et. al.* \* IN THE  
Plaintiffs \* CIRCUIT COURT  
v. \* FOR  
F.O. MITCHELL & BRO, *et. al.* \* HARFORD COUNTY  
Defendants \* Case No. C-12-CV-22-000888

\* \* \* \* \*

**CHESAPEAKE REAL ESTATE GROUP, LLC'S MOTION TO DISMISS AND  
REQUEST FOR HEARING**

Chesapeake Real Estate Group, LLC, Defendant, by and through its attorneys, Joseph F. Snee, Jr., with Snee, Lutche & Helmlinger, P.A., pursuant to Maryland Rule 2-322, hereby files this Motion to Dismiss and in support thereof states the following:

1. On February 15, 2023, Defendant F.O. Mitchell & Bro. filed a Motion to Dismiss Amended Complaint, a Memorandum of Law in Support of Motion to Dismiss Amended Complaint and supporting exhibits (collectively the “Mitchell Motion to Dismiss”).

2. The Mitchell Motion to Dismiss sets forth multiple arguments in support of the dismissal of the Plaintiffs’ Amended Complaint (the “Amended Complaint”) including: 1) lack of a justiciable controversy; 2) failure to exhaust administrative remedies; and 3) failure to state a claim.

3. Defendant Chesapeake Real Estate Group, LLC joins in the Mitchell Motion to Dismiss and adopts and incorporates by reference all pleadings, arguments and exhibits submitted in support of the Mitchell Motion to Dismiss.

WHEREFORE, Defendant Chesapeake Real Estate Group, LLC respectfully requests that this Honorable Court enter an Order:

- A. Granting Chesapeake Real Estate Group, LLC's Motion to Dismiss;
- B. Dismissing the Complaint filed by the Plaintiffs; and
- C. Granting such other and further relief as the nature of Defendant's cause may require or allow.

*Joseph F. Snee, Jr.*

---

Joseph F. Snee, Jr. (8501180012)  
Snee, Lutche & Helmlinger, P.A.  
112 South Main Street  
Bel Air, Maryland 21014  
Tel. 410-893-7500  
Fax 410-893-8774  
[jsnee@slhlawgroup.com](mailto:jsnee@slhlawgroup.com)  
*Attorneys for Chesapeake Real Estate Group, LLC*

**REQUEST FOR HEARING**

Defendant Chesapeake Real Estate Group, LLC hereby requests a hearing on the foregoing Chesapeake Real Estate Group, LLC's Motion to Dismiss.

*Joseph F. Snee, Jr.*

---

Joseph F. Snee, Jr. (8501180012)

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 16<sup>th</sup> day of July, 2023, a copy of the foregoing Motion to Dismiss was electronically served via MDEC on all parties hereto except for Defendant Frederick Ward Associates, Inc., which was served via regular mail:

Reginald W. Baldwin, V  
Michael Andrew Cuches  
Baldwin Seraina, LLC  
111 South Calvert Street  
Suite 1805  
Baltimore, MD 21202  
*Attorneys for Plaintiffs*

Robert S. Lynch  
David S. Lynch  
Stark and Keenan PA  
30 Office Street  
Bel Air, MD 21014  
*Attorneys for F.O. Mitchell & Bro*

Jefferson L. Blomquist  
Sean P. Carven  
Harford County Department of Law  
220 S. Main St.  
Bel Air, MD 21014  
*Attorneys for Harford County, Maryland*

Andrew T. Stephenson, Esq.  
Jessica D. Corace, Esq.  
Franklin & Prokopik, P.C.  
Two North Charles Street, Suite 600  
Baltimore, MD 21201  
*Attorneys for Frederick Ward Associates, Inc.*

*Joseph F. Snee, Jr.*

---

Joseph F. Snee, Jr. (8501180012)

3 : 2/16/23  
4 : 20482.doc  
309346

PAUL JOHN CISAR, *et. al.* \* IN THE  
Plaintiffs \* CIRCUIT COURT  
v. \* FOR  
F.O. MITCHELL & BRO, *et. al.* \* HARFORD COUNTY  
Defendants \* Case No. C-12-CV-22-000888

\* \* \* \* \*

**ORDER**

This Court, having read and considered Defendant Chesapeake Real Estate Group, LLC's Motion to Dismiss and any response(s) thereto, hereby

**ORDERS** that Defendant Chesapeake Real Estate Group, LLC's Motion to Dismiss is **GRANTED**; and

**ORDERS** that the Amended Complaint filed by the Plaintiffs is **DISMISSED**.

\_\_\_\_\_  
DATE

\_\_\_\_\_  
Judge, Circuit Court for Harford County