

IN THE CIRCUIT COURT FOR MONTGOMERY COUNTY, MARYLAND

Quan-En Yang

Plaintiff

V.

G&C Gulf, Inc.
And
Glenn W. Cade, Jr.

Civil Action No. 403885-V
Track VI
Judge Ronald B. Rubin
Specially Assigned

Defendants

ANSWER TO FIRST AMENDED CLASS ACTION COMPLAINT

Comes Now Defendant Glenn W. Cade, Jr. ("Defendant Cade") by his attorney, Fredric J. Einhorn, Esquire, and states as follows in answer to the FIRST AMENDED CLASS ACTION COMPLAINT ("First Amended Complaint") filed by Plaintiff Quan-En Yang ("Plaintiff").

FIRST DEFENSE

The First Amended Complaint fails, in whole or in part, to state a claim upon which relief can be granted.

SECOND DEFENSE

The First Amended Complaint fails, in whole or in part, to state a claim upon which relief can be granted against Defendant Cade.

THIRD DEFENSE

Defendant Cade generally denies any and all liability pursuant to Maryland Rule 2-23(d).

FOURTH DEFENSE

Plaintiff's claims under provisions of the Montgomery County Code are barred because Maryland law precludes/preempts

those provisions of the Montgomery County Code.

FIFTH DEFENSE

Plaintiff's claims are barred in whole or in part by failure to mitigate damages, if any.

SIXTH DEFENSE

Plaintiff has no authority to sue in a representative capacity.

SEVENTH DEFENSE

Plaintiff's claims are barred, in whole or in part, because it has unclean hands.

EIGHTH DEFENSE

Defendant Cade generally denies all liability and damages as may be alleged in the First Amended Complaint, and further states it did not commit any of the alleged wrongs in the First Amended Complaint.

NINTH DEFENSE

Defendant has breached no duty owed to Plaintiff.

TENTH DEFENSE

Plaintiff's claims are barred, in whole or in part, by laches.

ELEVENTH DEFENSE

Plaintiff has set forth no bases, in law or fact, for a claim for punitive damages.

WHEREFORE, for the reasons stated above, Defendant Glenn W. Cade, Jr., prays that the Court dismiss the FIRST AMENDED CLASS ACTION COMPLAINT filed by Plaintiff Quan-En Yanh and that

judgment be entered in favor of Defendant Glenn W. Cade, Jr.

Respectfully Submitted,



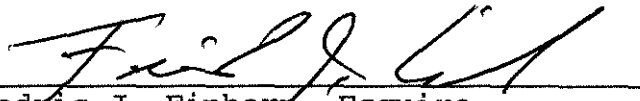
Fredric J. Einhorn, Esquire
27 West Jefferson Street
Suite 204
Rockville, Maryland 20850
(301) 762-5400

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 8 day of SEPT., 2015,
a true copy of the foregoing was send by electronic mail and
first-class mail (postage prepaid) to:

Richard S. Gordon, Esquire
Gordon, Wolf & Carney, Chtd.
102 West Pennsylvania Avenue, Suite 402
Baltimore, Maryland 21204

Ronald S. Canter, Esquire
200A Monroe Street, Suiote 104
Rockville, Maryland 20850



Fredric J. Einhorn, Esquire