

QUAN-EN YANG, *et al.*  
On Their Own Behalf and on Behalf  
of All Others Similarly Situated,

Plaintiffs,

vs.

G & C GULF, INC. d/b/a  
G&G TOWING, *et al.*

and

BRUCE PATNER t/a  
PATNER PROPERTIES,  
On His Own Behalf and on Behalf  
of All Others Similarly Situated

Defendants.

\* IN THE  
\* CIRCUIT COURT  
\* FOR  
\* MONTGOMERY COUNTY, MD.  
\* Case No. 403885V  
\* TRACK VI  
\*  
\* Hon. Ronald B. Rubin,  
\* Specially Assigned  
\*

\* \* \* \* \*

**PLAINTIFFS' RESPONSE TO  
DEFENDANT PATNER'S MOTION TO DISMISS  
FOR FAILURE TO STATE A CLAIM**

The filing of the Fourth Amended Complaint on July 28, 2016 – which added Mary Lois Pelz and Darcy Pelz-Butler as additional Named Representatives for the Plaintiff Class in this case – renders moot the Motion to Dismiss the Third Amended Complaint (Dkt. no. 170) filed by Named Class Defendant Bruce Patner t/a Patner Properties.

Respectfully submitted,

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By:

  
Richard S. Gordon

**CERTIFICATE OF SERVICE**

I hereby certify that on this 1<sup>st</sup> day of August, 2016, I served the foregoing Plaintiffs' Response to Defendant Patner's Motion to Dismiss for Failure to State a Claim by electronic and first-class mail, postage prepaid on:

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