

IN THE CIRCUIT COURT FOR MONTGOMERY COUNTY, MARYLAND

QUAN-EN YANG

Plaintiff

vs.

G&C GULF, INC., D/B/A G&G TOWING

Defendant

CIVIL ACTION NO.: 403885V
TRACK VI – Judge Rubin

DEFENDANTS' SCHEDULING HEARING STATEMENT

Defendant, G&C Gulf, Inc., d/b/a G&G Towing, hereby files its Scheduling Hearing Statement and states as follows:

1. Statement of Defendants' defenses.

A. The claim that Defendant violated the Montgomery County Tow Law and the Maryland Towing Act by charging a credit card processing fee is subject to G&G's pending Motion to Dismiss.

B. The claim that Defendant did not have authorization from Walgreens to tow the Plaintiff's vehicle from Walgreens parking is without merit because there was specific written authorization to conduct the tow.

C. The claim that Defendant failed to provide continuous access to the Plaintiff for the return of his vehicle is similarly refuted by the fact that Plaintiff's Complaint to the Montgomery County Office of Consumer Affairs stated that he arrived at G&G's office at 6:10 p.m. on December 12, 2014. G&G has provided photographic evidence that the Plaintiff was processed at G&G cashier's booth two minutes later.

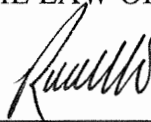
2. There is no claim of mitigation of damages claimed at this time.

3. At this time, the Defendant is not prepared to tender an offer of settlement.
4. Defendants' witnesses.
 - A. Bryan Sherman, General Manager, G&G Towing.
 - B. Steve Cassidy, Manager, Walgreens.
 - C. Douglas Numbers, Montgomery County Office of Consumer Affairs.
 - D. Glenn Cade, Owner, G&G Towing.
 - E. John Simon, Driver, G&G Towing
 - F. David Ridore, Cashier, G&G Towing

At this time, Defendant has not yet determined if it will call an expert witness.

5. Trial Time Estimate – Two days to present defense.

THE LAW OFFICES OF RONALD S. CANTER, LLC



Ronald S. Canter, Esquire
200A Monroe Street, Suite 104
Rockville, Maryland 20850
Telephone: (301) 424-7490
Facsimile: (301) 424-7470
rcanter@roncanterllc.com
Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned does hereby certify that a true and correct copy of the foregoing was served upon the individual(s) listed below by First Class Mail, postage prepaid on this 22 day of July, 2015 to:

Richard S. Gordon, Esquire
Gordon, Wolf & Carney, Chtd.
102 West Pennsylvania Avenue, Suite 402
Towson, Maryland 21204
rgordon@gwcfirm.com
Attorney for Plaintiff



Ronald S. Canter, Esquire
Attorney for Defendant