

IN THE CIRCUIT COURT OF CRAIGHEAD COUNTY, ARKANSAS

LUTHER SUTTER

PLAINTIFF/COUNTERDEFENDANT

v. Case No. 16JCV-25-76

THURSTLE MULLEN

DEFENDANT/COUNTERCLAIMANT

MOTION TO DISMISS

COMES NOW, Luther Oneal Sutter, pro se, and for his Motion, states:

1. Luther Sutter denies and generally and specifically that Mullen is entitled to the relief sought and states that the relief sought in the Counterclaim should be denied and dismissed.
2. Mullen fails to attach the contract between him and Facebook such that the Counterclaim violates Rule 10 and should be dismissed.
3. The Counterclaim fails to state a claim and should be dismissed under Rule 12(b)(6)
4. Plaintiff incorporates of all his Complaints, Responses, and supporting Briefs by reference herein.
5. Mullen has failed to comply with Rule 14 such that the Third-party Complaint should be dismissed.
6. For the reasons set out in the accompanying Brief, this Motion should be granted.

WHEREFORE, Luther Sutter respectfully requests that the Court grant this Motion to Dismiss and award all other relief to which he is entitled.

Respectfully submitted,

/s/ Luther Oneal Sutter
Luther Oneal Sutter, ARBN 95031
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Little Rock, AR 72207
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CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of July, 2025, a true and correct copy of the foregoing was served via EMAIL and via U.S. Mail upon:

Thurstle Mullen
108 North Purdy
Marshfield, WI 54449

/s/ Luther Oneal Sutter
Luther Oneal Sutter, ARBN 95031