

**IN THE STATE OF MISSOURI
JACKSON COUNTY SIXTEENTH CIRCUIT COURT
AT INDEPENDENCE**

SAMUEL K. LIPARI,)	
)	
Plaintiff,)	
)	
v.)	Case No. 0916-CV38273
)	Division 15
CHAPEL RIDGE MULTIFAMILY LLC, <i>et al.</i> ,)	
)	
Defendants.)	

**PLAINTIFF’S RESPONSE TO
DEFENDANT WACHOVIA DEALER SERVICES INC. MOTION TO DISMISS UNDER
RULE 55.27(g)(2) FOR FAILURE TO STATE A CLAIM**

COMES NOW Plaintiff Samuel K. Lipari appearing *pro se* and makes the following suggestion in opposition to the defendant WACHOVIA DEALER SERVICES INC. Motion To Dismiss.

SUGGESTION IN OPPOSITION TO WACHOVIA MOTION TO DISMISS

1. WACHOVIA DEALER SERVICES INC. has not sought dismissal of RICO Conspiracy counts against it.
2. WACHOVIA DEALER SERVICES INC. arguments for dismissal of RICO Mail and Wire frauds alleged against it from the specific conduct on behalf of WACHOVIA DEALER SERVICES INC. by its agent law firm and attorneys are unintelligible and seem not to encompass clearly established agent/principle liability.
3. The plaintiff thereby incorporates by reference his suggestion in opposition to WACHOVIA DEALER SERVICES INC.

CONCLUSION

Whereas for the above reasons, the plaintiff respectfully requests the court deny the defendant WACHOVIA DEALER SERVICES INC. Motion To Dismiss the plaintiff’s petitions for failure to state a claim.

Respectfully submitted,

S/ Samuel K. Lipari

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing instrument was forwarded this 30th day of March 2010 by hand delivery, by first class mail postage prepaid, or by email to:

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