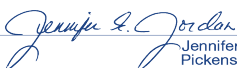


AUG 07, 2026 12:25 PM

IN THE SUPERIOR COURT OF PICKENS COUNTY
STATE OF GEORGIA


Jennifer E. Jordan, Clerk
Pickens County, Georgia

BIG CANOE PROPERTY OWNERS'
ASSOCIATION, INC.,

Plaintiff,

v.

BIG CANOE COMPANY, LLC, and
BIG CANOE HOLDINGS GROUP, LLC,

Defendants.

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CIVIL ACTION FILE NO.
2026SUCV0326

**DEFENDANTS' MOTION TO DISMISS FOR FAILURE TO STATE
A CLAIM UPON WHICH RELIEF CAN BE GRANTED**

COME NOW Defendants Big Canoe Company, LLC ("BCC") and Big Canoe Holdings Group, LLC ("BCC Holdings") and respectively request that this Court dismiss with prejudice Plaintiff's Complaint pursuant to O.C.G.A. § 9-11-12(b)(6) for failure to state a claim upon which relief can be granted. In support of their motion, Defendants file their brief contemporaneously herewith.

WHEREFORE, Defendants respectfully request that this Court grant this motion and dismiss with prejudice Plaintiff's Complaint in its entirety.

This 7th day of August, 2026.

/s/ John R. Grimes

John R. Grimes

(Signed by EDB with express permission)

Georgia Bar No. 312200

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Counsel for Big Canoe Holdings Group, LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day filed the foregoing **DEFENDANTS' MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM UPON WHICH RELIEF CAN BE GRANTED** electronically with the Clerk of Court using PeachCourt, which will send email notification of such filing to counsel of record.

This 7th day of August, 2026.

/s/ Edward D. Burch, Jr. _____

Edward D. Burch, Jr.

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