

IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF GEORGIA
VALDOSTA DIVISION

DAVIS MCARTHUR, by and through
DANA MCARTHUR, his Court Appointed
Guardian,

Plaintiff,

v.

CIVIL ACTIO NO. 7:23-CV-000105-HL

CHAD CASTLEBERRY, in his individual
and official capacity as chief of the City of
Adel, Georgia Police Department, et al.

Defendants.

MOTION TO DISMISS OF DEFENDANTS
CASTLEBERRY, ROBERTS, GREEN, AND FUTCH

COME NOW Chad Castleberry, individually and in his official capacity as Chief of Police for the City of Adel, Georgia (the “City”); John Gary Roberts, individually and in his official capacity as a former employee of the City; Taylor Greene, individually and in his official capacity as a former employee of the City; and Joel Futch, individually and in his official capacity as a former employee of the City, named as defendants in the above-styled action, and collectively referred to as “Defendants,” and pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, hereby move the Court to dismiss the claims that are being asserted against them by plaintiff Davis McArthur, by and through his court appointed guardian, Dana McArthur. This motion is made for the reasons set forth in the memorandum in support of Defendants’ motion to dismiss that is being filed contemporaneously herewith.

(signature on following page)

This 19th day of October, 2023.

s/ Raleigh W. Rollins
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CERTIFICATE OF SERVICE

I hereby certify that on October 19, 2023, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to all counsel of record.

s/Raleigh Rollins
Raleigh W. Rollins