

STATE OF NORTH CAROLINA BY: S. Smallwood

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
22 CVS 14854-910

COUNTY OF WAKE

KENNETH BRYANT,  
BRYANT ENTERPRISES, LLC  
Plaintiffs,

v.

BRYAN DONALD FIELDS, and  
CARSTEN JASON GALLINI  
Defendants.

**ORDER GRANTING DEFENDANT  
GALLINI'S MOTION TO DISMISS**

THIS MATTER COMING ON TO BE HEARD and being heard on August 29, 2023, on Defendant Gallini's motion to dismiss. John M. Kirby appearing for the Plaintiffs and Grey Powell appearing for Defendant Gallini, and the Court having reviewed the matters of record and having heard arguments of counsel grants the Defendant Gallini's Motion to Dismiss. The Court makes the following:

**FINDINGS OF FACT**

1. Plaintiff Bryant filed this action on December 5, 2022, seeking damages from the Defendants.
2. On January 30, 2023, Defendant Fields filed a Motion to Dismiss.
3. On April 26, 2023, the Plaintiffs Bryant and Bryant Enterprises, LLC, filed an Amended Complaint.
4. On August 8, 2023, Defendant Fields filed a Renewed Motion to Dismiss.
5. On June 21, 2023, Plaintiff filed a Motion for Leave to File Supplemental Pleading.

6. The Court having reviewed the matters of record and having heard arguments of counsel, in its discretion granted the Plaintiffs' Motion to File Supplemental Pleading in open court.

7. Plaintiff Kenneth Bryant has been a resident of the State of North Carolina since 2004, for a total of 19 years.

8. Plaintiff Bryant owns and operates Bryant Enterprises, LLC, which has been domiciled in the State of North Carolina since December 2012, for a total of 11 years.

9. Defendant Gallini is a resident of Round Rock, Texas and has resided in Texas his entire life.

10. Defendant Gallini has never resided in North Carolina or even visited the state besides driving through once on or about 2014.

11. On or about May 7, 2022, Defendant Gallini published a link about the Plaintiff in a Facebook Motorola Group.

12. Defendant Gallini posted comments and links on the internet pertaining to Plaintiff Bryant and his business that were seen by people in North Carolina.

14. Defendant Gallini did not have sufficient minimum contact with North Carolina for the court to exercise personal jurisdiction over Mr. Gallini in this matter.

CONCLUSIONS OF LAW

1. Defendant Gallini does not have the required minimum contacts with the state of North Carolina to be subject to the jurisdiction of the court in this matter.

WHEREFORE, based on the preceding Findings of Fact and Conclusions of law, the Court hereby grants Defendant Gallini's Motion to Dismiss.

This the 27th day of February, 2024.

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Winston Rozier  
Superior Court Judge