

FILED

DATE: September 3, 2026

TIME: 10:34:03 AM

RUTHERFORD COUNTY

CLERK OF SUPERIOR COURT

BY: T. Crowder

File No.

26CV001352-800

Film No.

STATE OF NORTH CAROLINA

Rutherford County

In The General Court Of Justice

☐ District☐ Superior Court Division☐ Small Claims

Name Of Plaintiff/Petitioner

Town Of Lake Lure, A North Carolina Municipality

VERSUS

Name Of Defendant/Respondent

Second Mountain, Llc

ORDER

☐ DISMISSAL☐ With Prejudice☐ Without Prejudice

This action is dismissed for the following reason:

☐ The plaintiff elected not to prosecute this action and has moved for dismissal.☐ Neither the plaintiff, nor the defendant appeared on the scheduled trial date.☐ The plaintiff failed to appear on the scheduled trial date; the defendant did appear on that date and has moved to dismiss this action.☐ Other:☐ DISCONTINUANCE [G.S. 1A-1, Rule 4(e)]

The defendant has never been served in this action, and more than ninety (90) days have elapsed since the last summons was issued.

☒ CONTINUANCE

The trial of this action is continued to the following date and time on motion of the

☐ Plaintiff☒ Defendant☐ Judge or Magistrate☒ Other: (specify)

TIME FOR SUPERIOR COURT JUDGE TO MAKE RULING ON DEFENDANTS MOTION TO TRANSFER, TO STAY AND TO CONSOLIDATE

Date Of New Trial

09-15-2026

Time Of New Trial

10:00

Location Of New Trial

SMALL CLAIMS COURT

☐ BANKRUPTCY

It is ordered that this action be removed from the active calendar and placed on inactive status because a petition for bankruptcy has been filed staying this proceeding. This action may be reinstated if the claim is not resolved in the U.S. Bankruptcy or District Courts.

Date

9/3/2026

Signature

Signed: 9/3/2026 10:05:48 AM

B L Smith

☐ Judge☒ Magistrate☐ Assistant CSC☐ Clerk Of Superior Court