

THE STATE OF NEW HAMPSHIRE

SUPREME COURT

CASE NO. 2019-0120

Balzotti Global Group, LLC & et al.

v.

Shepherds Hill Proponents, LLC et al.

**JOINDER OF RALPH CARUSO IN THE BRIEF  
OF APPELLEE EARNEST J. THIBEAULT, III**

NOW COMES Ralph Caruso (“Caruso”), by and through his attorneys, McLane Middleton, Professional Association, and hereby joins in the legal arguments and relief sought in the Brief filed by Appellee Earnest J. Thibeault, III (“Thibeault”). In support of this Joinder, Caruso states as follows:

1. Like Appellee Thibeault in this appeal, Caruso was a defendant in the underlying Complaint brought by Balzotti Global Group, LLC and Caesar Balzotti, Sr. (collectively “BGG”) in the Rockingham County Superior Court.

2. Defendants moved to dismiss the Complaint in its entirety, and by Order dated October 31, 2018, the Superior Court (Wageling, J.) dismissed the Complaint as barred by the applicable statute of limitations.

3. BGG has appealed the Superior Court’s order.

4. Appellee Thibeault is filing with this Court his Brief in response to Appellant’s Brief. In Thibeault’s brief, he raises certain legal arguments that are likewise applicable to the position taken by Appellee Caruso in the underlying action. Based on those legal arguments, Appellee Thibeault requests that this Court affirm the Superior Court’s order dismissing BGG’s Complaint in its entirety.

5. Accordingly, Caruso joins in the legal arguments asserted by Thibeault in this appeal as set forth in Thibeault's Appellee Brief, and Caruso likewise requests that this Court affirm the Superior Court's dismissal of BGG's Complaint in its entirety.

6. Caruso does not request any time for oral argument.

Respectfully submitted,

RALPH CARUSO

By His Attorneys,

McLANE MIDDLETON,  
PROFESSIONAL ASSOCIATION

Date: October 1, 2019

By: /s/ Jeremy T. Walker

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**Certificate of Service**

I hereby certify that on this 1st day of October, 2019, I served all counsel of record the foregoing Joinder via the Court's electronic filing system.

/s/ Jeremy T. Walker

Jeremy T. Walker