

DOCKET NO. HFH-CV24-6028812-S : SUPERIOR COURT
:
BLUE BACK CAPITAL PARTNERS, : HOUSING SESSION
LLC : AT HARTFORD
:
v. :
:
TP2B BAKERY, LLC : MARCH 7, 2024

**PLAINTIFF’S MOTION TO STRIKE
DEFENDANT’S SECOND, THIRD, FOURTH, FIFTH, AND SIXTH SPECIAL
DEFENSES**

Pursuant to Connecticut Practice Book § 10-39, the plaintiff, Blue Back Capital Partners, LLC (the “Plaintiff”), hereby moves to strike the second, third, fourth, fifth and sixth special defenses (the “Special Defenses”) contained in the Answer and Special Defenses dated March 4, 2024 [Entry No. 104.00] filed by defendant TP2B Bakery, LLC (“TP2B” or the “Defendant”).

As described more fully in the accompanying Memorandum of Law, the Special Defenses are legally insufficient and must be stricken.

The Second Special Defense is legally insufficient because it is inconsistent with the allegations of the complaint and is, in essence, a denial that must be stricken.

The Third, Fourth, Fifth, and Sixth Special Defenses must be stricken because they are each legally insufficient for their failure to allege any facts in support of the allegations at issue.

WHEREFORE, the Plaintiff respectfully requests that the Court enter an order (i) striking the Second, Third, Fourth, Fifth and Sixth Special Defenses, and (ii) granting such other relief as justice requires.

**PLAINTIFF,
BLUE BACK CAPITAL PARTNERS,
LLC**

By: /s/ 430935

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CERTIFICATION OF SERVICE

The undersigned counsel hereby certifies that on March 7, 2024, a copy of the foregoing was sent by electronic mail to counsel for TP2B Bakery, LLC.

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