

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA
AUGUSTA DIVISION

GOLF TRAVEL, LLC,

Plaintiff,

vs.

JOSEPH MULLINS, MULLINS SPORTS
AND ENTERTAINMENT, LLC, JOHN
DOE 1-10, ABC CORP 1-20,

Defendants.

CASE NO.: 1:21-CV-63

ANSWER

COME NOW Defendants Joseph Mullins and Mullins Sports and Entertainment, LLC, and files this Answer to Plaintiff's Complaint, showing the Court as follows:

First Defense

Plaintiff fails to state a claim upon which relief can be granted.

Second Defense

Plaintiff fails to plead fraud or a violation of the Georgia RICO Act with particularity in accordance with Federal Rule of Civil Procedure 9(b).

Third Defense

Some or all of Plaintiff's claims are barred by the applicable statutes of limitation and the equitable doctrines of laches, waiver, and estoppel.

Fourth Defense

Any and all alleged injuries suffered by Plaintiff were directly and proximately caused by Plaintiff's own negligence.

Fifth Defense

Some or all of Plaintiff's claims are barred by its failure to mitigate alleged damages.

Sixth Defense

Defendants deny that they have conspired to defraud Plaintiff.

Seventh Defense

Defendants deny that they have engaged in a pattern of racketeering in violation of the Georgia RICO Act.

Eighth Defense

Defendants deny that they breached any contract with Plaintiff.

Ninth Defense

Defendants deny that Joseph Mullins is the alter ego of Mullins Sports and Entertainment LLC or any other corporate entity.

Tenth Defense

Defendants deny that they have been stubbornly litigious or acted in bad faith.

Eleventh Defense

Defendants deny that they have engaged in any fraud, malice, or other willful misconduct which could sustain an award of punitive damages.

Twelfth Defense

Defendants hereby reserve the right to raise additional claims or defenses which may become available.

Thirteenth Defense

Defendants hereby respond to the individually numbered paragraphs of Plaintiff's Complaint as follows:

1. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 1 of Plaintiff's Complaint.
2. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 2 of Plaintiff's Complaint.
3. Defendants deny the allegations set forth in paragraph 3 of Plaintiff's Complaint.
4. Defendants admit the allegations set forth in paragraph 4 of Plaintiff's Complaint.
5. Defendants deny the allegations set forth in paragraph 5 of Plaintiff's Complaint.
6. Defendants deny the allegations set forth in paragraph 6 of Plaintiff's Complaint.
7. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 7 of Plaintiff's Complaint.
8. Defendants admit the allegations set forth in paragraph 8 of Plaintiff's Complaint.
9. Defendants deny the allegations set forth in paragraph 9 of Plaintiff's Complaint.
10. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 10 of Plaintiff's Complaint.
11. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 11 of Plaintiff's Complaint.
12. Defendants admit only that Plaintiff has alleged the amount in controversy exceeds \$75,000.00; otherwise, Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 12 of Plaintiff's Complaint.
13. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 13 of Plaintiff's Complaint.
14. Defendants deny the allegations set forth in paragraph 14 of Plaintiff's Complaint.
15. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 15 of Plaintiff's Complaint.

16. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 16 of Plaintiff's Complaint.
17. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 17 of Plaintiff's Complaint.
18. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 18 of Plaintiff's Complaint.
19. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 19 of Plaintiff's Complaint.
20. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 20 of Plaintiff's Complaint.
21. To the extent that Plaintiff is alleging that Defendants did not perform any obligations owed to Plaintiff, Defendants deny the allegations set forth in paragraph 21 of Plaintiff's Complaint.
22. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 22 of Plaintiff's Complaint.
23. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 23 of Plaintiff's Complaint.
24. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 24 of Plaintiff's Complaint.
25. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 25 of Plaintiff's Complaint.
26. Defendants deny the allegations set forth in paragraph 26 of Plaintiff's Complaint.
27. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 27 of Plaintiff's Complaint.

28. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 28 of Plaintiff's Complaint.
29. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 29 of Plaintiff's Complaint.
30. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 30 of Plaintiff's Complaint.
31. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 31 of Plaintiff's Complaint.
32. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 32 of Plaintiff's Complaint.
33. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 33 of Plaintiff's Complaint.
34. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 34 of Plaintiff's Complaint.
35. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 35 of Plaintiff's Complaint.
36. Defendants deny the allegations set forth in paragraph 36 of Plaintiff's Complaint.
37. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 37 of Plaintiff's Complaint.
38. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 38 of Plaintiff's Complaint.
39. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 39 of Plaintiff's Complaint.

40. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 40 of Plaintiff's Complaint.
41. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 41 of Plaintiff's Complaint.
42. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 42 of Plaintiff's Complaint.
43. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 43 of Plaintiff's Complaint.
44. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 44 of Plaintiff's Complaint.
45. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 45 of Plaintiff's Complaint.
46. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 46 of Plaintiff's Complaint.
47. Defendants deny that they provided invalid badges to Plaintiff; otherwise, Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 47 of Plaintiff's Complaint.
48. Defendants deny that they provided invalid badges to Plaintiff; otherwise, Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 48 of Plaintiff's Complaint.
49. Defendants deny that they provided invalid badges to Plaintiff; otherwise, Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 49 of Plaintiff's Complaint.

50. Defendants deny that they provided invalid badges to Plaintiff; otherwise, Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 50 of Plaintiff's Complaint.
51. Defendants deny that they provided invalid badges to Plaintiff; otherwise, Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 51 of Plaintiff's Complaint.
52. Defendants admit only that they have denied selling void badges; otherwise, Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 52 of Plaintiff's Complaint.
53. Defendants deny the allegations set forth in paragraph 53 of Plaintiff's Complaint.
54. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 54 of Plaintiff's Complaint.
55. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 55 of Plaintiff's Complaint.
56. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 56 of Plaintiff's Complaint.
57. Defendants deny the allegations set forth in paragraph 57 of Plaintiff's Complaint.
58. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 58 of Plaintiff's Complaint.
59. Defendants admit the allegations set forth in paragraph 59 of Plaintiff's Complaint.
60. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 60 of Plaintiff's Complaint.

61. Defendants deny that they provided invalid badges to Plaintiff; otherwise, Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 61 of Plaintiff's Complaint.
62. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 62 of Plaintiff's Complaint.
63. Defendants deny the allegations set forth in paragraph 63 of Plaintiff's Complaint.
64. Defendants deny that they made any false representation with scienter or with the intent to deceive and induce Plaintiff; otherwise, Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 64 of Plaintiff's Complaint.
65. Defendants deny that they made any false representation with scienter or with the intent to deceive and induce Plaintiff; otherwise, Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 65 of Plaintiff's Complaint.
66. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 66 of Plaintiff's Complaint.
67. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 67 of Plaintiff's Complaint.
68. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 68 of Plaintiff's Complaint.
69. Defendants deny the allegations set forth in paragraph 69 of Plaintiff's Complaint.
70. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 70 of Plaintiff's Complaint.
71. Defendants deny the allegations set forth in paragraph 71 of Plaintiff's Complaint.

72. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 72 of Plaintiff's Complaint.

73. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 73 of Plaintiff's Complaint.

74. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 74 of Plaintiff's Complaint.

75. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 75 of Plaintiff's Complaint.

76. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 76 of Plaintiff's Complaint.

77. Defendants deny that they made any misrepresentations; otherwise, Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 77 of Plaintiff's Complaint.

78. Defendants deny the allegations set forth in paragraph 78 of Plaintiff's Complaint.

79. Defendants deny the allegations set forth in paragraph 79 of Plaintiff's Complaint.

80. Defendants deny the allegation set forth in paragraph 80 of Plaintiff's Complaint.

81. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 81 of Plaintiff's Complaint.

82. Defendants deny the allegations set forth in paragraph 82 of Plaintiff's Complaint.

83. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 83 of Plaintiff's Complaint.

84. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 84 of Plaintiff's Complaint.

85. Defendants deny the allegations set forth in paragraph 85 of Plaintiff's Complaint.

86. Defendants deny the allegations set forth in paragraph 86 of Plaintiff's Complaint.

87. Defendants deny the allegations set forth in paragraph 87 of Plaintiff's Complaint.

88. Defendants deny the allegations set forth in paragraph 88 of Plaintiff's Complaint.

89. Defendants deny the allegations set forth in paragraph 89 of Plaintiff's Complaint.

90. Defendants incorporate as if restated herein their responses set forth in paragraphs 1 through 89.

91. Defendants deny the allegations set forth in paragraph 91 of Plaintiff's Complaint.

92. Defendants deny the allegations set forth in paragraph 92 of Plaintiff's Complaint.

93. Defendants deny the allegations set forth in paragraph 93 of Plaintiff's Complaint.

94. Defendants deny the allegations set forth in paragraph 94 of Plaintiff's Complaint.

95. Defendants deny the allegations set forth in paragraph 95 of Plaintiff's Complaint.

96. Defendants deny the allegations set forth in paragraph 96 of Plaintiff's Complaint.

97. Defendants incorporate as if restated herein their responses set forth in paragraphs 1 through 96.

98. Defendants deny the allegations set forth in paragraph 98 of Plaintiff's Complaint.

99. Defendants deny the allegations set forth in paragraph 99 of Plaintiff's Complaint.

100. Defendants deny the allegations set forth in paragraph 100 of Plaintiff's Complaint.

101. Defendants deny the allegations set forth in paragraph 101 of Plaintiff's Complaint.

102. Defendants deny the allegations set forth in paragraph 102 of Plaintiff's Complaint.

103. Defendants admit only the statute O.C.G.A. § 16-8-3 speaks for itself; otherwise Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 103 of Plaintiff's Complaint.

104. Defendants deny the allegations set forth in paragraph 104 of Plaintiff's Complaint.

105. Defendants deny the allegations set forth in paragraph 105 of Plaintiff's Complaint.

106. Defendants deny the allegations set forth in paragraph 106 of Plaintiff's Complaint.

107. Defendants deny the allegations set forth in paragraph 107 of Plaintiff's Complaint.

108. Defendants deny the allegations set forth in paragraph 108 of Plaintiff's Complaint.

109. Defendants deny the allegations set forth in paragraph 109 of Plaintiff's Complaint.

110. Defendants deny the allegations set forth in paragraph 110 of Plaintiff's Complaint.

111. Defendants deny the allegations set forth in paragraph 111 of Plaintiff's Complaint.

112. Defendants deny the allegations set forth in paragraph 112 of Plaintiff's Complaint.

113. Defendants deny the allegations set forth in paragraph 113 of Plaintiff's Complaint.

114. Defendants deny the allegations set forth in paragraph 114 of Plaintiff's Complaint.

115. Defendants deny the allegations set forth in paragraph 115 of Plaintiff's Complaint.

116. Defendants deny the allegations set forth in paragraph 116 of Plaintiff's Complaint.

117. Defendants deny the allegations set forth in paragraph 117 of Plaintiff's Complaint.

118. Defendants deny the allegations set forth in paragraph 118 of Plaintiff's Complaint.

119. Defendants deny the allegations set forth in paragraph 119 of Plaintiff's Complaint.

120. Defendants deny the allegations set forth in paragraph 120 of Plaintiff's Complaint.

121. Defendants deny the allegations set forth in paragraph 121 of Plaintiff's Complaint.

122. Defendants deny the allegations set forth in paragraph 122 of Plaintiff's Complaint.

123. Defendants deny the allegations set forth in paragraph 123 of Plaintiff's Complaint.

124. The substance of this paragraph is introductory such that a response is not required; to the extent that a response is required, Defendant deny the allegations set forth in paragraph 124 of Plaintiff's Complaint.

125. Defendants incorporate as if restated herein their responses set forth in paragraphs 1 through 124.

126. Defendants admit that Defendant Mullins owns Defendant Mullins Sports and Entertainment LLC; otherwise, Defendants deny the allegations set forth in paragraph 126 of Plaintiff's Complaint.

127. Defendants deny the allegation set forth in paragraph 127 of Plaintiff's Complaint.

128. Defendants deny the allegations set forth in paragraph 128 of Plaintiff's Complaint.

129. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 129 of Plaintiff's Complaint.

130. Defendants deny the allegations set forth in paragraph 130 of Plaintiff's Complaint.

131. Defendants deny the allegations set forth in paragraph 131 of Plaintiff's Complaint.

132. Defendants deny the allegations set forth in paragraph 132 of Plaintiff's Complaint.

133. Defendants are without sufficient information to admit or deny the allegations set forth in paragraph 133 of Plaintiff's Complaint.

134. Defendants deny the allegations set forth in paragraph 134 of Plaintiff's Complaint.

135. Defendants deny the allegations set forth in paragraph 135 of Plaintiff's Complaint.

136. Defendants deny the allegations set forth in paragraph 136 of Plaintiff's Complaint.

137. Defendants deny the allegations set forth in paragraph 137 of Plaintiff's Complaint.

138. Defendants deny the allegations set forth in paragraph 138 of Plaintiff's Complaint.

139. Defendants deny the allegations set forth in paragraph 139 of Plaintiff's Complaint.

140. Defendants deny the allegations set forth in paragraph 140 of Plaintiff's Complaint.

141. Defendants deny the allegations set forth in paragraph 141 of Plaintiff's Complaint.

Fourteenth Defense

Defendants deny each and every requested prayer for relief contained in Plaintiff's Complaint.

Fifteenth Defense

To the extent that an answer to any allegation was omitted, Defendants hereby deny all such allegations.

Wherefore, Defendants pray that this Court:

- a. Dismiss Plaintiff's Complaint with prejudice;
- b. Grant judgment to Defendants;
- c. Assess all costs against Plaintiff; and
- d. Award such other and further relief as just and proper.

Respectfully submitted this 21st day of May, 2021.

/s/Tameka Haynes
Randolph Frails
Georgia Bar No. 272729
Tameka Haynes

Georgia Bar No. 453026

*Attorneys for Defendant Joseph Mullins
and Mullins Sports and Entertainment,
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CERTIFICATE OF SERVICE

This is to certify that the within and foregoing **Answer** was served upon the following parties in accordance with ECF rules by electronically filing a copy with the Clerk of Court using the CM/ECF system, by email, or by depositing a copy in the United States Mail with adequate postage thereon to:

John T. Sparks, Sr.
John B. Austin
Austin & Sparks, P.C.
2974 Lookout Place, N.E.
Atlanta, Ga 30305
jsparks@austinsparks.com
jaustin@austinsparks.com

This 21st day of May, 2021.

/s/Tameka Haynes
Randolph Frails
Georgia Bar No. 272729
Tameka Haynes
Georgia Bar No. 453026

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