

STATE OF NORTH CAROLINA  
COUNTY OF DURHAM

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
File No. 7 CVS 6365

SEAN HAUGH; AND J. RUSSELL  
CAPPS,

Plaintiffs,

v.

COUNTY OF DURHAM; ELLEN

W. RECKHOW, Chairman of the Durham  
County Board of Commissioners, in her  
official capacity; MICHAEL D. PAGE,  
Vice-Chairman of the Durham County  
Board of Commissioners, in his official  
capacity; and LEWIS A. CHEEK, PHILIP  
R. COUSIN JR., and BECKY M. HERON,  
in their official capacities as members of  
the Durham County Board of  
Commissioners; MICHAEL M. RUFFIN,  
Durham County Manager in his official  
capacity; and NITRONEX  
CORPORATION,

Defendants.

PLAINTIFFS' MOTION FOR  
SANCTIONS AGAINST DEFENDANT  
DURHAM COUNTY AND  
COUNSEL

(Rule 11)



NOW COME Plaintiffs, Sean Haugh and J. Russell Capps, by and through undersigned  
counsel, and move the Court for sanctions against Defendant Durham County and Durham  
County Defense Counsel. In support of this Motion, Plaintiffs show the Court the following:

1. Plaintiffs instituted this action on December 21, 2007. Plaintiffs did not demand a jury trial and expect this matter to proceed to a bench trial.
2. Contemporaneous with the filing of the Complaint, Plaintiffs' Counsel issued a press release which closely tracked the allegations of the Complaint. A copy of the press release is attached hereto as Exhibit A.