

STATE OF NORTH CAROLINA
COUNTY OF BUNCOMBE

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
BEFORE THE CLERK
FILE NO: 18 SP 383

VLM Investments, LLC, a)
North Carolina limited liability company)
Petitioner.)
vs.)
David A. Shroat)
Respondent.)

**MOTION TO APPOINT GAL
FOR RESPONDENTS**

2018 JUL 20 P 10:27
JUL 20 2018
CLERK

NOW COMES, Petitioner, by and through undersigned attorney Ile Adaramola, and move the Court as follows:

1. That Petitioner filed a Petition to Partition the real property described as 58 Foxberry Drive, Arden, NC 28704.
2. That the Respondent, David A. Shroat is a tenant-in-common of the above referenced property.
3. That Petitioners lack any information regarding the best and most recent information as to the whereabouts of the Respondent.
4. That Petitioner served Respondent by publication in accordance with Rule 4 of the North Carolina Rules of Civil Procedure; notice was published in the Asheville Citizen-Times News, a newspaper of general circulation in the area where the Respondent reside, for three consecutive weeks, see Exhibit A.
5. The Petitioner has exhausted all options for obtaining service on the Respondent.
6. That pursuant to N.C.G.S. § 46-6, Petitioner move this Court to appoint a Guardian ad Litem who is a disinterested person to represent the Respondent in his ownership interests in the property.

WHEREFORE, Petitioner prays the Court the following:

1. That the Court appoint a Guardian ad Litem to represent the Respondent's interests in the real property that is the subject if this action.

This 12th day of July, 2018.



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