

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
No. 5:24-CV-57-BO-RJ

SHERBROOKE CORPORATE, LTD.,)
and SAMUEL GOLDNER,)
)
Plaintiffs,)
)
v.)
)
GABRIEL MAYER, BEAU WALKER,)
JOE MATTHEW QUEEN, and HELIOS)
RISK SOLUTIONS, LLC,)
)
Defendants.)

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This cause comes before the Court on defendants’ motion for judgment on the pleadings pursuant to Rule 12(c) of the Federal Rules of Civil Procedure. Plaintiffs have responded, defendants have replied, and a hearing on the motion was held before the undersigned on September 24, 2024, at Raleigh, North Carolina. In this posture, the motion is ripe for ruling. For the reasons that follow, the motion is granted.

BACKGROUND

Plaintiffs initiated this action by filing a complaint in this Court on January 30, 2024, pursuant to the Court’s federal question and supplemental jurisdiction. [DE 1]; 28 U.S.C. §§ 1331, 1367. The allegations in the complaint may be fairly summarized as follows. Plaintiff Sherbrooke Corporate (Sherbrooke) is a captive insurance corporation. Under North Carolina law, a captive insurer is “an insurance company that is owned by another organization and whose exclusive purpose is to insure risks of the parent organization and affiliated companies.” N.C. Gen. Stat. § 58-3-165.

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