

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
LOUISIANA

NavSav Holdings IV, LLC v. Ashley Johnson, Christopher Johnson,
and Pointer Insurance Agency, LLC

NavSav Holdings · No. 25-1852 · Decided March 6, 2026

SUMMARY

The United States District Court for the Eastern District of Louisiana denies NavSav Holdings IV, LLC’s motion to dismiss the defendants’ counterclaims. Applying the Rule 12(b)(6) pleading standard, the Court concludes that the defendants’ factual allegations, accepted as true at this stage, are sufficient to avoid dismissal.

CASE DETAILS

COURT	United States District Court for the Eastern District of Louisiana
JURISDICTION	United States District Court for the Eastern District of Louisiana
DECIDED	March 6, 2026
DOCKET	25-1852
DISPOSITION	other
PROCEDURAL POSTURE	NavSav Holdings IV, LLC moved under Federal Rule of Civil Procedure 12(b)(6) to dismiss the defendants' counterclaims. The court considered the motion on the briefs and denied it.
STANDARD OF REVIEW	On a Rule 12(b)(6) motion, the court accepts well-pleaded factual allegations as true and draws reasonable inferences in the nonmoving party's favor, but does not accept legal conclusions, conclusory allegations, or unwarranted factual inferences. The pleading must state a claim for relief that is plausible on its face.
PRECEDENTIAL VALUE	unknown
PARTIES	NavSav Holdings IV, LLC v. Ashley Johnson, Christopher Johnson, Pointer Insurance Agency, LLC

TOPICS

- motions to dismiss
- pleadings
- trade secrets
- commercial litigation
- civil procedure

PRACTICE AREAS

civil procedure

commercial litigation

trade secrets

contracts

insurance

QUESTIONS PRESENTED

1. Whether the defendants' counterclaims should be dismissed under Federal Rule of Civil Procedure 12(b)(6).
2. Whether the counterclaims contained sufficient factual allegations to state plausible claims for relief rather than merely conclusory legal assertions.

HOLDINGS

1. The motion to dismiss the defendants' counterclaims was denied.
2. At the motion-to-dismiss stage, the court must accept factual allegations as true and draw reasonable inferences in the nonmoving party's favor, while disregarding legal conclusions, conclusory allegations, and unwarranted factual inferences.

KEY QUOTATIONS

“The central issue in a Rule 12(b)(6) motion to dismiss is whether, in the light most favorable to the plaintiff, the complaint states a valid claim for relief.” (at 3)

“To avoid dismissal, a plaintiff must plead sufficient facts to “state a claim for relief that is plausible on its face.”” (at 3)

“Accepting all of the factual allegations as true, which the Court is legally compelled to do at this juncture, the Court is persuaded that the motion must be denied.” (at 3)

FACTUAL BACKGROUND

NavSav purchased Pointer Insurance Agency's assets from Ashley and Christopher Johnson for \$5.4 million. NavSav alleges that the Johnsons were required to transfer data and information associated with Pointer's data-management system but refused to execute a license-transfer agreement providing NavSav exclusive access and restricting their access. NavSav further alleges that, while Ashley Johnson was employed by NavSav, the Johnsons added NavSav's confidential customer data to a system they continued to access, and that after her employment ended she used the data to solicit NavSav customers for a competitor.

PROCEDURAL HISTORY

NavSav sued Ashley Johnson, Christopher Johnson, and Pointer Insurance Agency, LLC concerning the purchase of Pointer's assets, alleged misuse of confidential customer data, breach of contract, and trade-secret misappropriation. The defendants answered and asserted counterclaims supported by factual allegations. NavSav moved to dismiss nearly all of the counterclaims, and the court denied the motion.

DISPOSITION

other

CASES CITED

- Lormand v. US Unwired, Inc., 565 F.3d 228, 232 (5th Cir. 2009)
- Tellabs, Inc. v. Makor Issues & Rights, Ltd., 551 U.S. 308 (2007)
- Scheuer v. Rhodes, 416 U.S. 232, 236 (1974)
- Lovick v. Ritemoney, Ltd., 378 F.3d 433, 437 (5th Cir. 2004)
- Ashcroft v. Iqbal, 129 S. Ct. 1937, 1949-50 (2009)
- Bell Atlantic Corp. v. Twombly, 550 U.S. 544, 555 (2007)
- Gentilello v. Rege, 627 F.3d 540, 544 (5th Cir. 2010)
- Doe v. MySpace, Inc., 528 F.3d 413, 418 (5th Cir. 2008)
- Plotkin v. IP Axess, Inc., 407 F.3d 690, 696 (5th Cir. 2005)

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