

CHANCERY COURT PART 2 MOTION DOCKET FEBRUARY 23, 2015 P. 1

04-P IN THE MATTER OF THE) SPEARS MOORE REBMAN &
420 ESTATE OF:) WILLIAMS
) (Mike Luhowiak/Jennifer Exum)
) **MOTION FOR INSTRUCTIONS**
B.G. NAIK)

DISPOSITION:

09-P IN THE MATTER OF THE) SPEARS MOORE REBMAN &
711 ESTATE OF:) WILLIAMS
) (Mike Luhowiak/Jennifer Exum)
) **MOTION TO APPROVE SALE OF**
) **REAL ESTATE PER LOCAL RULE 18**
)
MARY R. BROWN)

DISPOSITION:

10-P IN THE MATTER OF THE) TIDWELL IZELL & RICHARDSON
232 ESTATE OF:) (Gerald Tidwell/Adam Izell/Todd Davis)
) **MOTION TO EXTEND TIME TO**
) **FILE FINAL ACCOUNTING**
CARL JOHN DOSCHER)

DISPOSITION:

CHANCERY COURT PART 2 MOTION DOCKET FEBRUARY 23, 2015 P. 3

13-P IN THE MATTER OF THE) SAMPLES JENNINGS RAY & CLEM
102 ESTATE OF:) (Mitzi Samples)
) **MOTION FOR ADDITIONAL TIME**
) **TO FILE**
)
 ANNE G. LADNER)

DISPOSITION:

13-P IN THE MATTER OF THE) CHAMBLISS BAHNER & STOPHEL
152 ESTATE OF:) (Greg Willett)
) **MOTION FOR ADDITIONAL TIME**
) **TO FILE STATEMENT IN LIEU**
) **OF FINAL ACCOUNTING**
)
 IZAK FREDERICK WESSELS) Stephen Duggins/Jacob Parker
) Donna Spurlock
)

DISPOSITION:

13-P IN THE MATTER OF THE) WINNINGHAM & WINNINGHAM
468 ESTATE OF:) (Steven Winningham)
) **MOTION TO EXTEND TIME FOR**
) **FINAL SETTLEMENT**
)
 JUDY ANN DILL)

DISPOSITION:

CHANCERY COURT PART 2 MOTION DOCKET FEBRUARY 23, 2015 P. 4

14-P IN THE MATTER OF THE) WAGNER NELSON & WEEKS
097 ESTATE OF:) (Richard Wagner)
)
) SAMPLES JENNINGS RAY & CLEM
 SHEA AARON LONG) (Mitzi Samples)
) (1) **MOTION TO COMPEL RETURN OF**
) **LEGAL FEE, REPAYMENT OF**
) **WITHHELD FUNERAL EXPENSES**
) **AND COURT COSTS (AND COSTS**
) **NECESSARY TO CLOSE ESTATE)**
) **AND FOR INVENTORY AND**
) **ACCOUNTINGS**
) (2) **MOTION TO EXTEND TIME TO**
) **FILE SPOUSAL PETITION FOR**
) **EXEMPT PROPERTY, HOMESTEAD**
) **AND YEAR'S SUPPORT**

DISPOSITION:

14-P IN THE MATTER OF THE) SPEARS MOORE REBMAN &
211 ESTATE OF:) WILLIAMS
) (Mike Luhowiak/Jennifer Exum)
) **MOTION FOR APPROVAL OF FEES**
 WADE ROBERT BOLTON, SR.)

DISPOSITION:

CHANCERY COURT PART 2 MOTION DOCKET FEBRUARY 23, 2015 P. 6

07- MARK D. WINSBURGH AND) TIDWELL & IZELL
1071 WIFE, JILL WINESBURGH, and) (Gerald Tidwell)
NICKIE SCHWARTZKOPF) (3) MOTION TO CONTINUE TRIAL DATE
)
)
)
)
vs.)
)
)
)
IRENE SMOLIK, ET AL) MILLER & MARTIN
) (James T. Williams)
)
and)
)
)
)
TICOR TITLE INSURANCE CO.) STEPHEN GOLDSTEIN
)
)
)
)
LOEB & LOEB
) (Brittany Schaffer)
)
vs.)
)
)
)
ENSIGN TITLE AND ESCROW,) LOWE YEAGER & BROWN
INC.) (Darryl Lowe/Christopher Field/Greg Brown)
) (1) MOTION IN LIMINE NO. 1 TO
) EXCLUDE EVIDENCE OF ATTORNEY'S
and) FEES INCURRED IN PROSECUTION OF
) ACTION
) (2) MOTION IN LIMINE NO. 2 TO EXCLUDE
) EVIDENCE OF LOST OPPORTUNITY
) DAMAGES
)
TICOR TITLE INSURANCE CO.,)
)
)
vs.)
)
)
)
PETER C. ENSIGN)

DISPOSITION: (1) and (2) set for hearing on 3/23/15 @ 1:15 pm; (3) granted.

CHANCERY COURT PART 2 MOTION DOCKET FEBRUARY 23, 2015 P. 7

07- JUDY VANN) GEORGE DERRYBERRY
0308)
)
vs.)
) OGLETREE DEAKINS NASH
) SMOAK & STEWART
) (Carl Morrison/Russell Jackson)
FIRST TENNESSEE BANK) **MOTION FOR SUMMARY**
) **JUDGMENT** (*filed 2/3/15*)

DISPOSITION:

12- MARY L. MILLER,) GRANT KONVALINKA & HARRISON
0677 CO-TRUSTEE) (John Konvalinka)
)
)
vs.) LEWIS THOMASON KING KRIEG
) & WALDROP
) (Lawrence Giordano/Jared Garceau)
) (2) **ESTATE OF BRENDA MAPLES'**
) **MOTION IN LIMINE**
) (3) **ESTATE OF BRENDA MAPLES'**
) **MOTION TO REALIGN PARTIES**
)
BRENDA S. MAPLES and) HENRY D. FINCHER
JAMIE K. PARRIS,) (1) **MOTION FOR CONTINUANCE**
CO-TRUSTEES)

DISPOSITION:

13- ALAN WITT) DAVID C. VEAZEY
0197) **MOTION TO REMAND FOR**
) **ADMINISTRATIVE HEARING**
)
vs.)
)
)
JAMES M. HENRY in his) ATTORNEY GENERAL & REPORTER
capacity as Commissioner of) (Rebekah Baker)
TENNESSEE DEPARTMENT)
OF CHILDRENS' SERVICES)

DISPOSITION:

13- ROBERT KLINK, MARY) PATRICK BEARD SCHULMAN
0281 KLINK, and KLINK) & JACOWAY (Jonathan Guthrie)
ENTERPRISES COMPANY)
) EVANS HARRISON HACKETT, PLLC
) (Tim Mickel)
vs.) **MOTION FOR SUBSTITUTION**
) **OF COUNSEL**
)
)
OLSHAN FOUNDATION)
REPAIR AND WATER-) BUTLER SNOW LLP
PROOFING CO. OF) (Kevin Baltz)
KNOXVILLE, LLC also d/b/a)
OLSHAN FOUNDATION)
SOLUTIONS)

DISPOSITION:

CHANCERY COURT PART 2 MOTION DOCKET FEBRUARY 23, 2015 P. 10

13- STATE BANK OF) CHAMBLISS BAHNER & STOPHEL
0671 REESEVILLE) (Stephen Barham/Jeffrey Maddux
) **PLF'S FIRST MOTION TO COMPEL**
)
)
vs.)
)
)
MARY BETH SHEA) NO COUNSEL OF RECORD

DISPOSITION:

13- RUSSELL L. LEONARD as) RUSSELL L. LEONARD
0691 Limited Conservator for) **MOTION TO CONTINUE TRIAL**
LINCOLN FREDERICK)
SOTTONG)
)
)
)
vs.)
)
)
RESIDUAL TRUST UNDER) NO COUNSEL OF RECORD
THE WILL OF PHILIPP C.)
SOTTONG and GEOFFREY)
SOTTONG, Individually)

DISPOSITION:

Jury Demand

13- MICHAEL RODGERS and)	DUNCAN HATCHER HIXSON
0737 BARBARA RODGERS)	& FLEENOR (Everett Hixson, Jr./
)	Adam Holland/Everett Hixson, III)
)	<u>MOTION TO EXCLUDE</u>
)	<u>TESTIMONY OF J.H. ROBINSON</u>
vs.)	<u>AND TO LIMIT J. PATRICK</u>
)	<u>NEUHOFF'S TESTIMONY</u>
)	
)	
JIMMY LEE HYDAS and)	MILLIGAN-BARRY
C. RENEE HYDAS)	(John Barry)

DISPOSITION:

13- MARCH ADAMS &)	TUNE ENTREKIN & WHITE
0764 ASSOCIATES, INC.)	(Todd Panther)
)	<u>MOTION FOR ENTRY OF</u>
)	<u>FINAL JUDGMENT</u>
vs.)	
)	SCRUGGS DODD & BRISENDINE
)	(Allen Dodd, Jr./Eric Brisendine)
ALAN L. WILLIAMSON,)	
Individually and d/b/a ALAN L.)	
WILLIAMSON ARCHITECT)	HUSCH BLACKWELL
AND ASSOCIATES)	(Ryan Mitchem/Carrie Stefaniak)

DISPOSITION:

CHANCERY COURT PART 2 MOTION DOCKET FEBRUARY 23, 2015 P. 12

13- JEFFREY GRAHAM and) BUDDY PRESLEY
0809 DEBRA GRAHAM) **MOTION FOR SCHEDULING ORDER**
) **AND TO SET TRIAL DATE**
)
)
vs.)
)
) SUMMERS & WYATT
) (James Neal)
)
BENJAMIN D. HAYES,)
KELLER WILLIAMS)
GREATER DOWNTOWN) DAVID P. HAWLEY
REALTY, CHERYL FUQUA,)
AAA HOME INSPECTIONS,)
AND CHRIS GERMAN)
)
) COPELAND WHITTENBURG & MEEKS
) (Mitchell Meeks)

DISPOSITION: Set for 11:00 am on 2/23/15

14- CLAUDE A. THOMAS) WAGNER NELSON & WEEKS
0048) (Mike Wagner)
) **MOTION FOR TEMPORARY**
vs.) **TOTAL DISABILITY BENEFITS**
)
)
)
ACCIDENT FUND) ALLEN KOPET & ASSOCIATES
INSURANCE CO. OF) (Kim Greuter)
AMERICA)

DISPOSITION:

Jury Demand

14- ERVIN CABLE)
0153 CONSTRUCTION, LLC)

LEITNER WILLIAMS DOOLEY
& NAPOLITAN
(Ben Reese/Doug Dooley)

vs.)

FULLER CABLE)
CONSTRUCTION, LLC and)
TOWER INSURANCE CO.)
OF NEW YORK)

SPICER RUDSTROM
(Robert Uhorchuk)
**MOTION FOR EXTENSION OF TIME
TO ANSWER DISCOVERY**

DISPOSITION:

14- AVIS MICHELLE PLEASANT)
0172)

ROBERT BATSON, JR.
**MOTION FOR DEFAULT
JUDGMENT AND TO SET**

vs.)

JOHN DANIELS MARTIN, JR.)
AMIEE MARTIN GREGORY)
and SHOOTERS DEPOT, LLC)

CURTIS BOWE

DISPOSITION:

Jury Demand

14- JOSHUA A. PENLAND and)	DUNCAN HATCHER HIXSON &
0184 JACK E. PENLAND)	FLEENOR (Everett Hixson, Jr./
)	Adam Holland/Everett Hixson III)
)	<u>MOTION TO COMPEL AND FOR</u>
vs.)	<u>SANCTIONS</u>
)	
)	MILLER & MARTIN
)	(Neil Brunetz)
)	
)	SHAPIRO & KIRSCH
EVERBANK, FSA;)	(Sharon Fewell)
SHAPIRO & KIRSCH, LLP;)	
H&H HOLDINGS, LLC)	GRANT KONVALINKA & HARRISON
)	(Harry Cash)
)	
)	CAVETT & ABBOTT
)	(Barry Abbott)
)	
)	

DISPOSITION:

14- J. BARRY WILDE)	JEFFREY SCHAARSCHMIDT
0195)	
)	
vs.)	
)	
)	ARVIN REINGOLD
RICHARD E. DAVIS)	<u>MOTION TO INTERVENE</u>

DISPOSITION:

CHANCERY COURT PART 2 MOTION DOCKET FEBRUARY 23, 2015 P. 15

14- WILLIAM TIMOTHY LANDRESS) LEGAL AID OF TENNESSEE
0250) (David Nagle)
) **MOTION TO WITHDRAW**
vs.)
)
)
JAMES HEWLETT LANDRESS) SAMPLES JENNINGS RAY & CLEM
and MAUDE G. HAMBRIGHT) (Hoyt Samples)

DISPOSITION:

14- CS & ASSOCIATES, LLC,) BERKE BERKE & BERKE
0308 *et al.*) (Jeremy Cothorn)
)
) GRANT KONVALINKA & HARRISON
vs.) (Charles Fisher)
)
) ROBIN FLORES
REGINA JOHNSON, *et al.*) **MOTION FOR DEFAULT JUDGMENT**

DISPOSITION:

14- CHASE MARSH) DAVID C. VEAZEY
0350) **MOTION TO COMPEL**
) **PRODUCTION OF RECORD**
)
vs.)
)
)
JAMES M. HENRY in his) ATTORNEY GENERAL & REPORTER
capacity as Commissioner of) (Rebekah Baker)
TENNESSEE DEPARTMENT)
OF CHILDRENS' SERVICES)

DISPOSITION:

14- STEFAN BREDIN) MARKEL VONKESSLER & COX
0391) (Chris Markel)
)
)
vs.)
)
)
COVENANT TRANSPORT) LEITNER WILLIAMS DOOLEY
) & NAPOLITAN (Gary Napolitan)
) **MOTION TO SET**

DISPOSITION:

CHANCERY COURT PART 2 MOTION DOCKET FEBRUARY 23, 2015 P. 17

14- BARBARA R. GERMAN as) NASSIOS & McLAUGHLIN
0530 next of kin, and In Behalf of) (Timothy McLaughlin)
the Estate of Howard E.)
German, Decedent)
)
) SPICER RUDSTROM
) (Rick Apperson/Clint Woodfin)
vs.)
)
) LAW OFFICES OF JULIE
) BHATTACHARYA PEAK
) (Owen Lipscomb)
)
)
VELSICOL CHEMICAL, LLC,) DEASON & ASSOCIATES
et al.) (Chance Deason)
)
)
) ORTALE KELLEY HERBERT &
) CRAWFORD (J. Brent Moore)
) UNNAMED DEFENDANT
) TRANSPORTATION INS CO.'S
) MOTION FOR SUMMARY JUDGMENT
) (*filed 1/12/15*)

DISPOSITION: Strike per letter from Attorney Moore dated 1/20/15

14- KATHY JEFFERIS) HELTON LAW FIRM
0569) (Cris Helton)
) **MOTION TO SET**
vs.)
)
)
J.J.'S CLASSIC MUSTANG) GRANT KONVALINKA & HARRISON
PARTS, INC., AUTUMN) (Wayne Grant)
FLOLENA HORTON,)
Individually and as Principal)
In J.J'S CLASSIC MUSTANG)
PARTS, INC., and AUTUMN)
FLOLENA HORTON as the)
Executrix of the ESTATE OF)
JAMES C. JOHNSON,)
Deceased)

DISPOSITION:

14- SHIRLEY F. MILLSAPS) STULCE & YANTIS
0645) (Arnold Stulce)
) **MOTION TO CORRECT SPELLING**
vs.) **OF RESPONDENT'S NAME**
)
)
ROBIN FULLER, NANCY) NO COUNSEL OF RECORD
FULLER, PHILLP FULLER,)
SHEREE FULLER, SHANE)
FULLER, CHAD REAVLEY,)
TONIA PARKER and)
CARMEN MILLER FORSYTHE)

DISPOSITION:

CHANCERY COURT PART 2 MOTION DOCKET FEBRUARY 23, 2015 P. 19

14- RAINES BROTHERS, INC.) CAVETT & ABBOTT
0696) (Barry Abbott)
) **MOTION TO STRIKE AFFIRMATIVE**
vs.) **DEFENSES**
)
)
)
JOHN A. LIMERICK and) Stephen Duggins
SHARRON H. LIMERICK)
a/k/a SHARON H. LIMERICK)

DISPOSITION:

14- FIRSTBANK) WINCHESTER SELLERS FOSTER
0699) & STEELE (Walter Winchester)
) **MOTION FOR SUMMARY**
vs.) **JUDGMENT** (*filed 2/13/15*)
)
)
)
DONALD V. BACHAND) NO COUNSEL OF RECORD

DISPOSITION: Set for argument 3/24/15

14- JERRY SNOW) WEILL & LONG
0769) (Flossie Weill)
) **MOTION TO SET**

vs.)
)
)

GHS TRANSPORTATION,) J. Allen Brown
INC. and PROTECTIVE INS. CO.,) Robert Davies
and ABIGAIL HUDGENS)
DIRECTOR OF THE DIVISION)
OF WORKERS' COMPENSATION)
FOR THE TENNESSEE DEPT OF)
LABOR, SECOND INJURY FUND)

DISPOSITION:

11- DANNY LEE KILGORE) ROBIN FLORES
0708) **MOTION TO DISMISS** *(filed 2/10/15)*

vs.)
)
)

BROOKE ROCHELLE KILGORE) TIFFANY CAMPBELL

DISPOSITION:

MOTIONS PASSED FROM PREVIOUS DOCKETS

G- IN THE MATTER OF:) BELL & HOBBS
0967) (Dee Hobbs)
) **MOTION FOR INSTRUCTIONS**
) **RE APPLIANCE PURCHASE**
CHARLES HICKMAN)

DISPOSITION:

98-P IN THE MATTER OF THE) BELL & HOBBS
218 ESTATE OF:) (Alvin Bell)
) **MOTION FOR ADDITIONAL TIME**
) **TO FILE SETTLEMENT**
HELEN PUCKETT WOODS)

DISPOSITION: Order entered 2/13/15

07-P IN THE MATTER OF THE) SPEARS MOORE REBMAN &
705 ESTATE OF:) WILLIAMS
) (Mike Luhowiak/Cassie Rieder)
) **MOTION TO RECONSIDER AND**
MARY A. DANIELS) **MODIFY ORDER ENTERED ON**
) **12/12/14**
)
) Arthur Grisham

DISPOSITION:

MOTIONS PASSED FROM PREVIOUS DOCKETS

14-P IN THE MATTER OF THE) JUSTIN G. WOODWARD
192 ESTATE OF:) (1) **MOTION FOR REIMBURSEMENT**
) **OF EXECUTRIX**
) (2) **MOTION TO BRING REAL**
FRANCES HENRIETTA) **PROPERTY INTO ESTATE**
McKEE)

DISPOSITION:

10- COTTINGHAM & BUTLER) HODGES DOUGHTY & CARSON
0434 INSURANCE SERVICES,) (Mabern Wall)
INC. f/n/a COTTINGHAM &) **MOTION FOR CHARGING ORDER**
BUTLER INSURANCE) **AGAINST LLC MEMBERSHIP**
SERVICE, INC.) **INTEREST**
)
)
vs.)
)
)
MICHAEL G. JACOWAY) NO COUNSEL OF RECORD

DISPOSITION:

MOTIONS PASSED FROM PREVIOUS DOCKETS

13- TURNBERRY VILLA) KNIGHT & HOOPER
0270 CONDOMINIUM ASSOC.) (James Hooper)

vs.)

RANDOLPH L. FINNELL) RAMER & HEDRICK
and CATHY P. FINNELL) (Glenna Ramer)
[now Barclay]) **MOTION TO PAY IN**
) **INSTALLMENTS**

DISPOSITION:

13- WALNUT RUN) MILLER & MARTIN (Neil Brunetz/
0552 HOMEOWNERS' ASSOC.) Ellis Lord/Lynzi Archibald)
) **MOTION FOR ATTORNEYS' FEES**
) **AND COSTS**
vs.)
) Buddy Presley
)
JERRY WAYNE WILKERSON)

DISPOSITION:

MOTIONS PASSED FROM PREVIOUS DOCKETS

13- REGIONS BANK) WINCHESTER SELLERS FOSTER
0946) & STEELE (Walter Winchester)
(Consolidated w/)
09-)
0555) vs.)
)
TIM and MARY McLEAN) WILLIAM COLVIN
)
vs.)
)
LUTHER-ANDERSON
(Al Henry/Tom Horne)
) (1) **MOTION TO ENFORCE**
VISION HOMES, LLC) **ARBITRATION AGREEMENT**
) (2) **MOTION TO AMEND ANSWER TO**
) **FIRST AMENDED CROSS-CLAIM**
) **AND TO ASSERT A COUNTER-**
) **CLAIM**

DISPOSITION:

12- CAROLYN M. HEATON) JENNIFER PECK
0412) **MOTION TO SET**
)
vs.)
)
)
JASON BARRETT HEATON) JEFFREY MILLER

DISPOSITION:

MOTIONS PASSED FROM PREVIOUS DOCKETS

14- PAMELA E. BUMGARDNER) GRANT KONVALINKA & HARRISON
0626) (Steve Grant/Jill O'Shaughnessy)
) **MOTION TO COMPEL**
vs.)
)
) PATY RYMER & ULIN
THOMAS A. BUMGARDNER) (Pam Rymer O'Dwyer)

DISPOSITION:

14- CAROLE LYNCH) RAMER & HEDRICK
0777 WORTHINGTON) (Glenna Ramer)
)
)
vs.)
)
ROBERT FLETCHER) TARPY COX FLEISHMAN & LEVEILLE
WORTHINGTON) (Thomas Leveille)
) **MOTION TO DISMISS FOR**
) **IMPROPER VENUE**

DISPOSITION:

14- JULIE DENISE COCHRAN) ALAN BEARD
0790)
)
vs.)
) GRANT KONVALINKA & HARRISON
) (John Konvalinka)
BRADLEY MARK COCHRAN) **MOTION TO DISMISS** (*filed 1/15/15*)

DISPOSITION: