

CHANCERY COURT PART 2 MOTION DOCKET MAY 26, 2015 P. 1

02-P    IN THE MATTER OF THE    )    LYNNE DECHMAN  
021    ESTATE OF:    )    **MOTION TO SELL REAL ESTATE**  
    )  
    )  
    PHILIP H. LIVINGSTON    )

**DISPOSITION:**

06-P    IN THE MATTER OF THE    )    HUSCH BLACKWELL  
366    ESTATE OF:    )    (Alan Cates)  
    )    **MOTION TO CONFIRM MASTER'S**  
    )    **REPORT**  
    )  
    )    RICHARD BUHRMAN  
    )  
    JAMES DARREL RUSSO    )    McKOON WILLIAMS & HEGEMAN  
    )    (John Hegeman)

**DISPOSITION:**

12-P    IN THE MATTER OF THE    )    CHAMBLISS BAHNER & STOPHEL  
297    ESTATE OF:    )    (Gregory Willett)  
    )    **MOTION FOR APPROVAL OF**  
    )    **ATTORNEYS' FEES**  
    )  
    PARNELL FRANCIS    )  
    SPRADLEY, JR.    )

**DISPOSITION:**

CHANCERY COURT PART 2 MOTION DOCKET MAY 26, 2015 P. 2

12-P    IN THE MATTER OF THE    )    EDWARD SCHEMEL  
508    ESTATE OF:    )    MOTION FOR INSTRUCTIONS  
    )  
    )  
    ARLAN C. BROOKS    )

**DISPOSITION:**

13-P    IN THE MATTER OF THE    )    DIETZEN ATCHLEY & ATCHLEY  
369    ESTATE OF:    )    (Fielding Atchley, Jr.)  
    )    MOTION TO ALTER OR AMEND  
    )    MASTER'S REPORT OF 5/6/15  
    WILLIE D. HAIR    )    AND PERMIT WITHDRAWAL OF  
    )    TWO BOXES OF RECEIPTS  
    )    MARKED AS A COLLECTIVE  
    )    EXHIBIT

**DISPOSITION:**

13-P    IN THE MATTER OF THE    )    SPEARS MOORE REBMAN &  
420    ESTATE OF:    )    WILLIAMS (Terry Cavett)  
    )  
    )    TERRY S. HENSLEY  
    )    MOTION FOR REFERENCE TO  
    CHARLES J. GEARHISER    )    SPECIAL MASTER  
    )  
    )    JAMES A. HURST, JR.

**DISPOSITION:**

CHANCERY COURT PART 2 MOTION DOCKET MAY 26, 2015 P. 3

14-P    IN THE MATTER OF THE    )    LINDA NORWOOD  
013    ESTATE OF:    )    MOTION TO CLOSE FIRST TENN  
    )    BANK ACCOUNT PURSUANT TO  
    )    T.C.A. §34-1-105 (b)(4) REGARDING  
    )    NO FUND WITHDRAWAL W/O  
    )    COURT APPROVAL  
    )  
MICHAEL J. SOTERIOU    )

**DISPOSITION:**

14-P    IN THE MATTER OF THE    )    BRUCE HANKINSON  
623    ESTATE OF:    )  
    )    JAMES PURPLE  
WILLIAM EUGENE BURKHART    )    MOTION TO REOPEN CASE, TO  
    )    INTERVENE AND TO SET ASIDE  
DAVID LONG    )    ORDER  
    )  
vs.    )  
    )  
RONNIE H. BURKHART    )

**DISPOSITION:**

14-P    IN THE MATTER OF THE    )    GRANT KONVALINKA & HARRISON  
711    ESTATE OF:    )    (John Konvalinka/Katherine Lentz)  
    )    MOTION FOR INSTRUCTIONS  
    )  
FRED HANZELIK    )    HUGH KENDALL

**DISPOSITION:**



CHANCERY COURT PART 2 MOTION DOCKET MAY 26, 2015 P. 5

12- VISION TIFTONIA, LLC )  
0438 VISION CHESTNUT HOTEL )  
GROUP, LLC and )  
MITUL PATEL )  
)  
)  
vs. )  
)  
RICHARD WORLEY, Ind and ) CAVETT & ABBOTT  
d/b/a DJW RENTAL ) (Barry Abbott)  
SERVICES, LLC, and )  
JEREMY WORLEY )

**DISPOSITION:**

12- MARY L. MILLER, )  
0677 CO-TRUSTEE )  
)  
)  
vs. )  
)  
ESTATE OF BRENDA S. ) LEWIS THOMASON KING KRIEG &  
MAPLES and JAMIE K. ) WALDROP  
PARRIS, CO-TRUSTEE ) (Lawrence Giordano/Jared Garceau)  
) (1) **MOTION TO STRIKE PLF & DEF**  
) **PARRIS'S SECOND MOTION TO**  
) **AMEND COMPLAINT FOR**  
) **DECLARATORY JUDGMENT**  
) (2) **MOTION IN LIMINE TO EXCLUDE**  
) **EXPERT REPORT/TESTIMONY,**  
) **AND ADMISSION OF EXHIBITS**  
) **OR WITNESS TESTIMONY BY**  
) **JAMIE K. PARRIS**

**DISPOSITION:**

***Jury Demand***

13- BUILDING MAINTENANCE )  
0159 & CONSULTING SERVICES )

GEORGE DERRYBERRY

vs. )

ART CATES, Ind and d/b/a )  
C&L FLOORS & JANITORIAL)

CHARLES WRIGHT

**MOTION TO MODIFY SCHEDULING  
ORDER**

**DISPOSITION:** Heard 5/14/15; Order

13- BERKLEY REGIONAL )  
0220 INSURANCE COMPANY )

GARNER & CONNER  
(Chris Conner)

vs. )

NOLBERTO AYALA )

SPICER RUDSTROM  
(Thomas Hickey)

**MOTION TO SET ASIDE DEFAULT  
JUDGMENT AND MEMORANDUM  
OF LAW**

**DISPOSITION:**



CHANCERY COURT PART 2 MOTION DOCKET MAY 26, 2015 P. 8

13- JASON P. TAYLOR and ) WILLIAM G. COLVIN  
0946 HONEY S. TAYLOR )  
(Cons. ) WALTER WINCHESTER  
w/ 09- )  
0555) vs. )

TIM A. and MARY MCLEAN )  
and VISION HOMES, LLC )

LUTHER-ANDERSON  
(Al Henry/Tom Horne)  
**VISION HOMES MOTION TO  
DISMISS FOR FAILURE TO  
COMPLY WITH COURT'S  
DISCOVERY ORDER OR FOR  
OTHER SANCTIONS**

**DISPOSITION:**

14- RHONDA DUNCAN and )  
0623 MELINDA CANTRELL as )  
(Cons. Executors of the Estate of )  
w/ OTIS CANTRELL, Deceased, )  
14-P and CHATTANOOGA )  
576) WHOLESALE TRUCKS, INC.)

LAWRENCE & LAWRENCE  
(Phil Lawrence)  
**MOTION TO SET CASE FOR TRIAL**

vs. )

SUSAN EASTERWOOD )  
JENKINS )

WAGNER NELSON & WEEKS  
(Mike Wagner)

**DISPOSITION:**

CHANCERY COURT PART 2 MOTION DOCKET MAY 26, 2015 P. 9

14-  
0633

ROSS ACHATA )

)

)

vs. )

)

)

CALLIE SUE CHAPMAN, )

CURVE INVESTMENTS, LLC) )

a/k/a KEY ASSET GROUP, )

LLC, CHATTANOOGA )

COMMUNITY DEVELOP- )

MENT FINANCIAL )

INSTITUTION, INC., and )

BRANCH BANKING and )

TRUST COMPANY )

BUDDY PRESLEY

**PLF'S MOTION FOR ORDER OF**

**JUDGMENT BY DEFAULT**

NO COUNSEL OF RECORD

**DISPOSITION:**



15- W. PAUL ROLAND, JOHN R. )  
0119 MORGAN, BO WALKER and )  
OVID McNATT, ELDERS )  
AND TRUSTEES OF THE )  
BRAINERD CHURCH OF )  
CHRIST, an unincorporated )  
religious association )  
)  
)  
vs. )  
)  
)  
)  
MOUNTAIN CITY INVEST- )  
MENT CORPORATION a/k/a )  
MOUNTAIN CITY INVEST- )  
MENT COMPANY, et al. )

CAVETT & ABBOTT  
(Barry Abbott)  
**MOTION FOR DEFAULT  
JUDGMENT AND TO SET FOR  
FINAL HEARING**

JOHNSON & MULROONY  
(Linda Norwood)

**DISPOSITION:**

15- KAREN E. SHERFEY )  
0145 )  
)  
vs. )  
)  
)  
)  
CHERYL L. SIMMONS )

SPICER RUDSTROM  
(Robert Uhorchuk)  
**MOTION FOR JUDGMENT ON  
THE PLEADINGS** *(filed 5/7/15)*

NO COUNSEL OF RECORD

**DISPOSITION:**

CHANCERY COURT PART 2 MOTION DOCKET MAY 26, 2015 P. 12

15- JENNIFER YVETTE SCOTT ) BERKE BERKE & BERKE  
0147 and BRANDON SHANE SCOTT ) (Jeremy Cothran)  
)  
)  
vs. )  
)  
)  
) CAMPBELL & CAMPBELL  
) (Mike Campbell)  
) TENNESSEE FARMERS )  
) MUTUAL INSURANCE CO. ) **MOTION TO DISMISS FOR LACK**  
) **OF A JUSTICIABLE CONTROVERSY**

**DISPOSITION:**

15- REGIONS BANK ) DUNCAN HATCHER HIXSON &  
0173 ) FLEENOR (Everett Hixson, Jr.)  
) **MOTION FOR DEFAULT**  
vs. ) **JUDGMENT AND TO SET**  
)  
)  
)  
) KING FAMILY PARTNER- ) NO COUNSEL OF RECORD  
SHIP; CHARLES O. KING; )  
) MARY ELIZABETH KING; )  
) and CHRISTINE C. KING )

**DISPOSITION:**

***Jury Demand***

15- ROBERT KNUTSON, Ind. and) BRODSKY & SMITH  
0212 on behalf of all others similarly) (Evan Smith/Marc Ackerman)  
situated )  
)  
) MORGAN & MORGAN  
) (Michael Jameson)  
)  
vs. )  
)  
) BASS BERRY & SIMS  
) (Britt Latham/Jamie Brown)  
) (4) **UNOPPOSED MOTION FOR**  
) **ADMISSION PRO HAC VICE**  
)  
)  
FIRST SECURITY GROUP, ) MILLER & MARTIN  
INC., ATLANTIC CAPITAL ) (Crews Townsend)  
BANCSHARES, INC., DAVID ) (2) **MOTION FOR PRO HAC VICE**  
MICHAEL KRAMER, ) **ADMISSION OF JOHN G. DESPRIET**  
LARRY D. MAULDIN, ) (1) **MOTION FOR PRO HAC VICE**  
WILLIAM F. GRANT, III, ) **ADMISSION OF JAMES E. CONNELLY**  
ADAM GABRIEL HURWICH, ) (3) **JOINT MOTION FOR CONSOLIDATION**  
KELLY PETERS KIRKLAND, ) **AND CASE MANAGEMENT CONFERENCE**  
ROBERT R. LANE, ) **AND PLF'S MOTION FOR APPT OF CO-**  
HENCHY R. ENDEN, ) **LEAD COUNSEL**  
WILLIAM CHARLES HALL, )  
CAROL H. JACKSON ) BRYAN CAVE  
) (John Bielema/Michael Carey)

**DISPOSITION:**

***Jury Demand***

15- PATRICK MEADE, Ind. and ) HOLIFIELD & ASSOCIATES  
0233 on behalf of all others similarly ) (Al Holifield/Sarah Johnson)  
situated ) (1) **MOTION FOR ADMISSION**  
) **PRO HAC VICE**  
)  
)  
vs. ) MORGAN & MORGAN  
) (Michael Jameson)  
)  
)  
DAVID MICHAEL KRAMER, ) BRYAN CAVE  
LARRY D. MAULDIN, ) (John Bielema)  
HENCHY R. ENDED, )  
WILLIAM F. GRANT, III, )  
WILLIAM CHARLES HALL, ) BASS BERRY & SIMS  
ADAM GABRIEL HURWICH, ) (Britt Latham/Jamie Brown)  
CAROL H. JACKSON, ) (5) **UNOPPOSED MOTION FOR**  
KELLY PETERS KIRKLAND, ) **ADMISSION PRO HAC VICE**  
ROBERT R. LANE, FIRST )  
SECURITY GROUP, INC., )  
FSG BANK, N.A., ATLANTIC ) MILLER & MARTIN  
CAPITAL BANCSHARES, ) (Crews Townsend)  
INC., and ATLANTIC ) (3) **MOTION FOR PRO HAC VICE**  
CAPITAL BANK ) **ADMISSION OF JAMES E. CONNELLY**  
) (2) **MOTION FOR PRO HAC VICE**  
) **ADMISSION OF JOHN G. DESPRIET**  
) (4) **JOINT MOTION FOR CONSOLIDATION**  
) **AND CASE MANAGEMENT CONFERENCE**  
) **AND PLF'S MOTION FOR APPT OF CO-**  
) **LEAD COUNSEL AND LIASON COUNSEL**

**DISPOSITION:**

CHANCERY COURT PART 2 MOTION DOCKET MAY 26, 2015 P. 15

08- AMANDA EGELAND ) CLANCY COVERT  
0079 )  
)  
vs. ) STATE OF TENNESSEE  
) (Hilary Hodgkins)  
)  
CHAD RICE ) LISA BOWMAN  
) **MOTION TO REINSTATE**  
) **DRIVERS LICENSE**  
)

**DISPOSITION:**

10- TAMMY BAGGETT MAYS ) REBECCA L. HICKS  
0648 ) **MOTION TO SET**  
)  
vs. )  
)  
)  
RICHARD WILLIAM MAYS ) NO COUNSEL OF RECORD

**DISPOSITION:** Pass to June 8<sup>th</sup>

11- ANDREW R. LUNN, DDS ) GRANT KONVALINKA & HARRISON  
0240 ) (John Konvalinka/Katherine Lentz)  
) **MOTION TO SET**  
vs. )  
)  
)  
CAROLE MICHELLE LUNN ) CHAMBLISS BAHNER & STOPHEL  
) (Harold North)

**DISPOSITION:** Agreed Order entered setting case for 8/25/15

CHANCERY COURT PART 2 MOTION DOCKET MAY 26, 2015 P. 16

13- JAY WILLIAM BELL ) PATRICK BEARD SCHULMAN &  
0698 ) JACOWAY (Richard Schulman)  
)  
vs. )  
)  
) RAMER & HEDRICK  
) (Glenna Ramer)  
EDDY TERESITA BELL ) **MOTION TO SET**

**DISPOSITION:**

13- SHANNON MICHELLE KING) JOHN MELDORF  
0732 ) **MOTION FOR DEFAULT**  
) **JUDGMENT AND TO SET**  
vs. )  
)  
)  
GEORGE ALLEN KING ) JERRY HOFFER

**DISPOSITION:**

15- JERRI LYNN VANDERGRIF ) JOHN MELDORF, III  
0107 ) **MOTION TO COMPEL MEDIATION**  
)  
vs. )  
)  
)  
DALE EVERET VANDERGRIF ) NO COUNSEL OF RECORD

**DISPOSITION:**

CHANCERY COURT PART 2 MOTION DOCKET MAY 26, 2015 P. 17

15- PATRICK TESHOME ) McWILLIAMS & GOLD  
0200 BARBER ) (Leslie McWilliams)  
 ) (1) **MOTION TO WAIVE MEDIATION**  
 ) (2) **MOTION TO SET**  
vs. )  
 )  
 )  
LAKENDRA CHERIE SALE ) NO COUNSEL OF RECORD

**DISPOSITION:**



**MOTIONS PASSED FROM PREVIOUS DOCKETS**

09-P IN THE MATTER OF ) WALTER GRANTHAM, II  
514 ) (1) **MOTION FOR APPROVAL**  
 ) **OF DISTRIBUTION**  
 ) (2) **MOTION FOR AWARD OF**  
 ALIESE GRIFFIN HUTSELL ) **COMPENSATION**  
 ) (3) **MOTION FOR COMPENSATION**  
 ) (4) **MOTION FOR EXTENSION OF TIME**  
 )  
 ) MILLER & MARTIN  
 ) (Donald Morton)  
 )  
 ) BAKER DONELSON BEARMAN  
 ) CALDWELL & BERKOWITZ  
 ) (William Robinson/Virginia Love)  
 ) (5) **MOTION TO APPROVE ATTY'S**  
 ) **FEES AND EXPENSES AND**  
 ) **SUBSTITUTION OF COUNSEL**

**DISPOSITION:**



**MOTIONS PASSED FROM PREVIOUS DOCKETS**

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 ) SAMPLES JENNINGS RAY & CLEM  
815 ESTATE OF: ) (Mitzi Samples)  
) **MOTION FOR ADDITIONAL TIME**  
) **TO FILE**  
)  
MAY ELNA COBB )

**DISPOSITION:**



**MOTIONS PASSED FROM PREVIOUS DOCKETS**

15-P    IN THE MATTER OF THE    )    LYNN DECHMAN  
076    ESTATE OF:    )    **MOTION TO CLOSE ESTATE**  
    )    **WITHOUT TENNCARE RELEASE**  
    )  
    )  
    MAUDE WILMA VANOER    )

**DISPOSITION:** Pass to June 22<sup>nd</sup>

11-    JAMES P. LITTLE, M.D., et al)    GRANT KONVALINKA & HARRISON  
0407    )    (John Anderson/Mark Litchford)  
    )    **MOTION TO COMPEL AND FOR**  
    )    **SANCTIONS**  
    )  
    vs.    )  
    )  
    )  
    CITY OF CHATTANOOGA    )    CITY ATTORNEY'S OFFICE  
    )    (Phil Noblett/Keith Reisman)

**DISPOSITION:**

**MOTIONS PASSED FROM PREVIOUS DOCKETS**

12- MICHIELLE BRYDEN ) SAMPLES JENNINGS RAY & CLEM  
0070 ) (J. Chris Clem)  
) **MOTION TO COMPEL**  
vs. )  
)  
)  
ZURICH NORTH AMERICA ) DAVID WEATHERMAN  
INSURANCE CO. ) TAMARA GAULDIN

**DISPOSITION:**

13- J.S.H.A., INC. d/b/a JACKSON) CHRISTIAN LANIER  
0205 SQUARE HOMEOWNERS ) **MOTION TO SET ASIDE**  
ASSOCIATION ) **PROCEDURAL STEPS ORDER AND**  
) **CONSOLIDATE OR SET FOR TRIAL**  
)  
vs. )  
)  
)  
SHERRI FAYE DIETZ a/k/a ) VALERIE EPSTEIN  
SHERRI D. RUSSELL, )  
KRISS GERMANN, and all ) CHAMBLISS BAHNER & STOPHEL  
Occupants of 6800 French ) (Alexander McVeagh)  
Quarter Court )

**DISPOSITION:**

**MOTIONS PASSED FROM PREVIOUS DOCKETS**

14- CLAUDE A. THOMAS ) WAGNER NELSON & WEEKS  
0048 ) (Michael Wagner)  
) **MOTION FOR MEDICAL BENEFITS**  
vs. )  
) ALLEN KOPET & ASSOCIATES  
ACCIDENT FUND INS. CO. ) (Kimberly Greuter)  
OF AMERICA )

**DISPOSITION:**

14- J. BARRY WILDE ) JEFFREY SCHAARSCHMIDT  
0194 ) (1) **MOTION TO DEEM REQUESTS**  
) **FOR ADMISSION ADMITTED**  
vs. ) (2) **MOTION TO ENFORCE CONTEMPT**  
) **ORDER ENTERED 4/21/15**  
) (3) **AMENDED MOTION TO DEEM**  
RICHARD E. DAVIS ) **REQ FOR ADMISSIONS ADMITTED**  
) (4) **AMENDED MOTION TO ENFORCE**  
) **CONTEMPT ORDER ENTERED**  
) **4/21/15**  
)  
) WENDELL J.W. O'REILLY

**DISPOSITION:**

**MOTIONS PASSED FROM PREVIOUS DOCKETS**

14- THE CHATTANOOGA ) GRANT KONVALINKA & HARRISON  
0620 SYMPHONY AND OPERA ) (John Konvalinka/Cody Roebuck)  
ASSOCIATION )  
)  
)  
) HUSCH BLACKWELL  
vs. ) (Alan Cates/Caroline Stefaniak)  
)  
) MILLER & MARTIN  
) (Roger Dickson/James Haley/  
) Scott Parrish/Kyle Wilson)  
SUNTRUST BANK and )  
THE LILLIAN L. COLBY ) **DEF'S JOINT MOTION FOR**  
CHARITABLE FOUNDATION) **PARTIAL JUDGMENT ON THE**  
) **PLEADINGS** *(filed 3/20/15)*

**DISPOSITION:**

14- MOUNT CANAAN MISSIONARY ) BUTLER SNOW, LLP  
0653 BAPTIST CHURCH ) (Kevin Baltz)  
) **MOTION FOR DEFAULT**  
) **JUDGMENT**  
vs. )  
)  
) JEFF CROSSLAND  
JC FUNDING-6, LLC, EAGLE )  
CAPITAL INVESTMENT )  
PARTNERS, INC., JEFF )  
CROSSLAND, STEPHEN ) CARLOCK COPELAND & STAIR  
PARENTE, RAY ROBINSON, ) (Angela Kopet)  
ROE MESSNER and )  
JERRY BARTON )

**DISPOSITION:** Strike

**MOTIONS PASSED FROM PREVIOUS DOCKETS**

15- SHEILA ANN PAYNE, ) SPICER RUDSTROM  
0035 KAREN DARLENE ALBURY ) (Thomas Hickey, Jr.)  
and JANET DENISE ROOKS ) (2) **MOTION TO AMEND AND TO**  
 ) **CANCEL TRIAL DATE**  
 ) (3) **MOTION FOR TRO**  
vs. )  
 )  
 ) LEGAL AID OF EAST TN  
DONNIE RAY JONES, ) (David Nagle)  
RONALD JONES, and ) (1) **MOTION FOR ORDER**  
FINANCIAL FREEDOM ) **COMPELLING DISCOVERY**

**DISPOSITION:** Orders on (2) and (3) entered 5/11/15

15- MARIBEL SANTOYO ) COUNTY ATTORNEY'S OFFICE  
0069 Individually and d/b/a ) (Rheubin Taylor/ Dee Hobbs)  
SANTOYO PAINTING ) (1) **MOTION FOR DEFAULT AND**  
 ) **TO SET**  
vs. )  
 )  
 ) GRANT KONVALINKA & HARRISON  
EAST NOOGA, LLC ) (Tom Gautreaux/Katherine Lentz)  
 ) (2) **MOTION TO REMOVE LIEN**  
 ) **LIS PENDENS**

**DISPOSITION:**

**MOTIONS PASSED FROM PREVIOUS DOCKETS**

15- JAMES R. PARIS, Trustee in ) WHITNEY DURAND  
0214 Bankruptcy of DON WALKER ) **MOTION FOR APPOINTMENT OF**  
) **PROPERTY MANAGER**  
)  
)  
vs. )  
)  
)  
RAYMOND FREDERICK ) LeROY HURST & CROMIE  
SMITH, II and ) (F. Scott LeRoy)  
S&W PROPERTIES )

**DISPOSITION:**

*domestic*  
14- JULIE CHERWONUK- ) DUNCAN HATCHER HIXSON &  
0450 KINKER ) FLEENOR (Adam Holland)  
)  
)  
vs. )  
) GRANT KONVALINKA & HARRISON  
) (John Konvalinka/Jillyn O'Shaughnessy)  
GUY CHERWONUK ) **MOTION TO COMPEL**

**DISPOSITION:**

CHANCERY COURT PART 2 MOTION DOCKET MAY 26, 2015 P. 29

14-	CAROLE LYNCH	)	RAMER & HEDRICK
0777	WORTHINGTON	)	(Glenna Ramer)
		)	<b><u>MOTION FOR ENFORCEMENT</u></b>
		)	<b><u>OF STATUTORY INJUNCTION</u></b>
	vs.	)	<b><u>AND RULE 65 RELIEF</u></b>
		)	
		)	
	ROBERT FLETCHER	)	TARPY COX FLEISHMAN &
	WORTHINGTON	)	LEVEILLE
		)	(Thomas Leveille)

**DISPOSITION:**