

CASE SUMMARY

CASE No. 16-0118-BC

Abigail Dunn vs.Microluxe Homes, LLC

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Case Type: **Real Estate**
 Date Filed: **02/03/2016**
 Location: **- Business Court**
 Judicial Officer: **Lyle, Ellen Hobbs**
 Case Number History: **16-0118-II**

PARTY INFORMATION

Defendant	Aperture Construction, LLC individually and d/b/a Southern Home Impressions, LLC	Lead Attorneys Robert A Doll <i>Retained</i> 615-565-9281(W)
Defendant	Christopher, M. Chase	Robert A Doll <i>Retained</i> 615-565-9281(W)
Defendant	Gilreath, Joshua C.	Robert A Doll <i>Retained</i> 615-565-9281(W)
Defendant	Gilreath, Robert E.	Robert A Doll <i>Retained</i> 615-565-9281(W)
Defendant	Microluxe Homes, LLC	Robert A Doll <i>Retained</i> 615-565-9281(W)
Plaintiff	Dunn, Abigail	Todd E. Panther <i>Retained</i> 615-742-4594(W)

EVENTS & ORDERS OF THE COURT

OTHER EVENTS AND HEARINGS	
02/03/2016	Complaint/Petition <i>Complaint with attached Exhibits 1 thru 5</i>
02/03/2016	Jury Demand <i>Six (6) Person Jury</i>
02/04/2016	Summons - Service <i>Serve: MicroLuxe Homes, LLC, c/o Joshua Gilreath, Agent - Private Process Server - SERVED Defendant, Joshua Gilreath Accepting Service 2/5/16.</i>
02/04/2016	Summons - Service <i>Serve: Aperture Construction, LLC, c/o Josh Gilreath, Agent - Private Process Server - SERVED Defendant, Joshua Gilreath Accepting Service 2/5/16</i>
02/04/2016	Summons - Service <i>Serve: M. Chase Christopher - Private Process Server - "NOT SERVED", Defendant Not Found</i>
02/04/2016	Summons - Service <i>Serve: Joshua C. Gilreath - Private Process Server - SERVED Defendant Joshua A. Gilreath 2/5/16</i>
02/04/2016	Summons - Service <i>Serve: Robert E. Gilreath - Private Process Server - "NOT SERVED", Defendant Not Found</i>
02/09/2016	Summons - Service <i>Alias Summons issued to Michael Chase Christopher - Private Process Server - returned served 2/9/16</i>
02/09/2016	Summons - Service <i>Alias Summons issued to Robert E. Gilreath - Private Process Server - "NOT SERVED" - returned 2/12/16</i>
02/12/2016	Miscellaneous <i>Request for Designation to the Business Court</i>
02/16/2016	Designation to Business Court <i>Judge Recommends This Case be Transferred to the Business Court Pilot Project</i>
02/16/2016	Order Transferring to Business Court <i>Order Transferring Case to the Business Court Pilot Project</i>
02/16/2016	Order <i>Notice from the Court</i>
02/16/2016	Order <i>Notice Regarding Initial Voluntary Disclosure of Basic, Non-Privileged Information and Documents</i>
02/16/2016	Summons - Service <i>Alias Summons issued to Robert E. Gilreath - Private Process Service - returned served 2/18/16</i>

03/07/2016 **Notice of Appearance**
Robert A Doll, III's Notice of Appearance for deft Microluxe Homes, LLC

03/07/2016 **Notice of Appearance**
Robert A. Doll, III's Notice of Appearance for deft, Aperture Construction, LLC

03/07/2016 **Notice of Appearance**
Robert A. Doll, III's Notice of Appearance for deft, Joshua Gilreath

03/07/2016 **Notice of Appearance**
Robert A. Doll, III's Notice of Appearance for deft, Robert Gilreath

03/07/2016 **Notice of Appearance**
Robert A. Doll, III's Notice of Appearance for deft Michael C. Christopher

03/21/2016 **Answer**
M. Chase Christopher's Answer to Plaintiff's Complaint

03/31/2016 **Answer**
Joshua Gilbreath's Answer to Pltf's Complaint

03/31/2016 **Answer**
Microluxe Homes, LLC Answer to Pltf's Complaint

04/01/2016 **Answer**
Aperture Construction, LLC's Answer to Plaintiff's Complaint

04/01/2016 **Answer**
Robert E. Gilreath, Jr.'s Answer to Plf's Complaint

04/08/2016 **Motion**
Pltf's Motion for Status Conference and Scheduling Order

04/11/2016 **Order**
Order Setting 4/22/16 Noon Rule 16 Conference

04/18/2016 **Response to Motion**
Defts' Response to Pltf's Motion for Status Conference and Scheduling Order

04/21/2016 **Order**
Notice of Topics for Rule 16 Conference

04/22/2016 **CANCELED Motion Hearing** (9:00 AM) (Judicial Officer Lyle, Ellen Hobbs)
Other
Pltf's Motion for Status Conference and Scheduling Order

04/22/2016 **Specially Set Hearing** (12:00 PM) (Judicial Officer Lyle, Ellen Hobbs)

04/22/2016 **Motion Hearing** (9:00 AM) (Judicial Officer Lyle, Ellen Hobbs)
Pltf's Motion for Status Conference and Scheduling Order
04/22/2016 Reset by Court to 04/22/2016

05/02/2016 **Order**
Case Litigation Plan Order- Status Conference set for June 30, 2016; PTC set for January 26, 2017 @ 9:00; Four-day, 6 person jury trial set for Monday, February 13, 2017 @ 9:00 am

05/11/2016 **Miscellaneous**
Attorney Todd Panther correspondence of May 9, 2016 regarding mailing copy of complaint to TN. Dept. of Commerce and Insurance, Division of Consumer Affairs.

06/30/2016 **Status Conference** (12:00 PM) (Judicial Officers Lyle, Ellen Hobbs, Lyle, Ellen Hobbs)

06/30/2016 **Motion to Withdraw**
Counsel for Deft M. Chase Christopher, Robert A. Doll, III's Motion to Withdraw

07/06/2016 **Response to Motion**
Pltf's Response to Counsel for Deft, Robert A. Doll, III's Motion to Withdraw

07/15/2016 **Motion Hearing** (9:00 AM) (Judicial Officer Lyle, Ellen Hobbs)
Counsel for Deft, Robert A. Doll, III's Motion to Withdraw
07/15/2016 Reset by Court to 07/15/2016

07/20/2016 **Motion to Withdraw**
Counsel for Deft Aperture Construction, LLC, Robert A. Doll, III's Motion to Withdraw

07/20/2016 **Motion to Withdraw**
Counsel for Deft Joshua C. Gilreath, Robert A. Doll, III's Motion to Withdraw

07/20/2016 **Motion to Withdraw**
Counsel for Deft Robert E. Gilreath, Robert A. Doll, III's Motion to Withdraw

07/20/2016 **Motion to Withdraw**
Counsel for Deft Microluxe Homes, LLC, Robert A. Doll, III's Motion to Withdraw

07/28/2016 **Order**
Order: (1) Granting Motion to Withdraw; (2) Setting 8/19/16 Deadline For Notice of New Counsel; And (3) Amending Deadlines in 5/2/16 Order

09/30/2016 **Order**
Order Setting 10/21/16 Deadline for Filings, If Any, By Pltf on Defts' Noncompliance with 7/28/16 Order: Summary Judgment and Trial Settings Remain in Effect

10/21/2016 **Motion for Default Judgment**
Pltf's Motion and Memorandum for Entry of Default Judgment Against All Defendants

11/17/2016 **Letter**
Letter from Deft Aperture Construction, LLC re: continuance of Motion

11/18/2016 **Motion Hearing** (9:00 AM) (Judicial Officer Lyle, Ellen Hobbs)
Pltf's Motion for Entry of Default Judgment Against All Defendants

11/23/2016 **Order**
Order for Jury Trial on Issue of Damages- The February 13, 2017 trial on damages shall be tried to a 6-person jury

12/02/2016 **Order**
Order of Default Judgment as to Liability Against All Defendants

01/18/2017 **Jury Instructions**
Plaintiff's Proposed Jury Instructions

01/18/2017 **Jury Verdict Form**
Plaintiff's Proposed Jury Verdict Form

01/26/2017 **Pre-Trial Conference** (9:00 AM) (Judicial Officer Lyle, Ellen Hobbs)

01/26/2017 **Miscellaneous**
Waiver of Jury Trial By The Plaintiff

01/30/2017 **Order**
Pretrial Order and Order of Waiver of Jury Trial

02/07/2017 **Briefs/Memos**
Pretrial Brief By Abigail Dunn

02/13/2017 **CANCELED Jury Trial** (9:00 AM) (Judicial Officer Lyle, Ellen Hobbs)
Other
DAMAGES (6-PERSON)

02/13/2017 **Non-Jury Trial** (9:00 AM) (Judicial Officer Lyle, Ellen Hobbs)

02/13/2017 **Trial Exhibits**
8 exhibits from damages hearing

02/16/2017 **Notice of Filing**
Plaintiff files (1) Declaration of Todd E. Panther; (2) Michael Vines, P.E. & (3) William N. Frasch

02/16/2017 **Declaration**
of Todd E. Panther - exhibits One (1) thru Four (4) attached

02/16/2017 **Declaration**
of Michael Vines, P.E. - exhibit One (1) attached

02/16/2017 **Declaration**
of William N. Frasch - exhibit One (1) attached

03/06/2017 **Order**
(1) Order Awarding \$266,666.00 Compensatory Damages, and Attorneys' Fees and Expenses, and \$697,998.00 Treble Damages or Punitive Damages; and (2) Memorandum of Findings of Fact and Conclusions of Law

03/10/2017 **Order**
A copy of the March 6, 2017 Memorandum and Order with the above corrections is enclosed

03/10/2017 **Chancellor's Memorandum and Order**
(1) Amended Order Awarding \$226,666.00 Compensatory Damages, and Attorneys' Fees and Expenses, And \$679,998.00 Treble Damages or Punitive Damages; And (2) Amended Memorandum of Findings of Fact and Conclusions of Law Correcting Typographical Errors

03/13/2017 **Notice**
of Election of Punitive Damages

03/17/2017 **Final Order**
Final Order of Judgment

05/16/2017 **Cost Bill**
to debts Michael Chase Christopher, Joshua C Gilreath & Robert E Gilreath

07/14/2017 **Motion to Compel**
Pltf's Motion to Compel with five Exhibits

07/17/2017 **Notice of Appearance**

07/28/2017 **Motion to Compel** (9:00 AM) (Judicial Officer Lyle, Ellen Hobbs)
Pltf's Motion to Compel

07/31/2017 **Order**
Order Granting Motion to Compel as to Robert E. Gilreath

07/31/2017 **Order**
Order Granting Motion to Compel as to Aperture Construction, LLC d/b/a Southern Home Impressions, LLC

07/31/2017 **Order**
Order Granting Motion to Compel as to Joshua C. Gilreath

07/31/2017 **Order**
Order Granting Motion to Compel as to C. Chase Christopher

07/31/2017 **Order**
Order Granting Motion to Compel as to Microluxe Homes, LLC

08/16/2017 **Cost Bill**
to plf atty for PJ filings

08/28/2017 **Motion**
Pltf's Motion for Sanctions

09/08/2017 **Motion Hearing** (9:00 AM) (Judicial Officer Lyle, Ellen Hobbs)
Pltf's Motion for Sanctions

09/19/2017 **Order**
Order for Sanctions

10/05/2017 **Complaint/Other**
Plaintiff's Petition for Civil Contempt & Additional Relief with attached Collective Exhibit

10/19/2017 **Complaint/Other**
Plaintiff's Amended Petition for Criminal Contempt & Additional Relief

10/23/2017 **Order**
Order Setting Criminal Contempt Hearing for January 29, 2018 at 9:00 AM, Chancery Court - Microluxe Homes, LLC

10/23/2017 **Order Issued**
Order Setting Criminal Contempt Hearing - MicroLuxe Homes, LLC

10/23/2017 **Order**
Order Setting Criminal Contempt Hearing for January 29, 2018 at 9:00 AM, Chancery Court - Aperture Construction, LLC

10/23/2017 **Order Issued**
Order Setting Criminal Contempt Hearing

10/23/2017 **Order**
Order Setting Criminal Contempt Hearing for January 29, 2018 at 9:00 AM, Chancery Court - Michael Chase Christopher

10/23/2017 **Order Issued**
Order Setting Criminal Contempt Hearing - Michael Chase Christopher

10/23/2017 **Order**
Order Setting Criminal Contempt Hearing for January 29, 2018 at 9:00 AM, Chancery Court - Joshua C. Gilreath

10/23/2017 **Order Issued**
Order Setting Criminal Contempt Hearing

10/23/2017 **Order**
Order Setting Criminal Contempt Hearing for January 29, 2018 at 9:00 AM, Chancery Court - Robert E. Gilbreath

10/23/2017 **Order Issued**
Order Setting Criminal Contempt Hearing - Robert E. Gilreath

10/23/2017 **Summons - Service**
Serve: MircoLuxe Homes, LLC, c/o Joshua Gilreath, Agent - Private Process Server

10/23/2017 **Summons - Service**
Serve: Aperture Construction, LLC, c/o Joshua Gilreath, Agent - Private Process Server

10/23/2017 **Summons - Service**
Serve: Michael Chase Christopher - Private Process Server

10/23/2017 **Summons - Service**
Serve: Joshua C. Gilreath - Private Process Server

10/23/2017 **Summons - Service**

12/11/2017 | *Serve: Robert E. Gilreath - Private Process Server*
Subpoena
SDT issued to: Belinda Osburn - Personal Service- served 12-15-17

12/11/2017 | **Subpoena**
SDT issued to: Robert H. Osburn - Personal Service- served 12-15-17

12/11/2017 | **Subpoena**
SDT issued to: Cherish Lee, Brentwood - Personal Service- served 12-14-17

Unofficial Record