

Rooker Report

December 2009

Published by the Davidson County Circuit Court Clerk's Office

Vol.17, No. 11

NASHVILLE BAR ASSOCIATION INSTALLS 2010 OFFICERS AND BOARD MEMBERS

The Nashville Bar Association held its Annual Meeting and Banquet on December 3rd at the Loews Vanderbilt Hotel at which new officers and board members for 2010 were installed. Jonathan Cole, a shareholder with the Baker Donelson firm, takes up the gavel as President of the NBA from outgoing president Trey Harwell, a member of the Neal & Harwell firm. Other local attorneys installed as new Board officers for 2010 are Bob Mendes, NBA President-Elect; Martha L. Boyd, 1st Vice President; Anne Arney, 2nd Vice President; Nikki Smith-Bartley, Secre-



Jonathan Cole, left, and outgoing president Trey Harwell

tary; and Patricia Eastwood, Treasurer.

Newly elected Board members are Rebecca Blair, Barbara Holmes, Honorable Randy Kennedy, Tom Sherrard, Honorable Marietta Shipley and Mandy Haynes Young.

In addition to installing new officers and board members, the NBA also bestowed several Awards to select members at the Banquet whose service in 2009 was deemed worthy of recognition. The recipient of the 2009 CLE Excellence Award was Gino Bulso. For their contributions to the Nashville Bar Journal, Steven J. Eisen received an award for Article of the year and Kelly L. Frey was recognized

See NASHVILLE BAR, Page 2

November Trial Verdicts

Non-Jury

CIRCUIT COURT

Week of November 9

CASE	TYPE	COURT	PRAYER	VERDICT	PCT. FAULT	JUDGMENT	APPELLANT
08C-1024	GSA/AUTOMOBILE	1		P-\$5,000		P-\$25,000	DEFENDANT
09C-1279	GSA/CONTRACT-DEBT	5		P-\$30,184		P-\$28,800	DEFENDANT
09C-1894	GSA/CONTRACT-DEBT	6		P-\$5,179		P-\$6,879	DEFENDANT
08C-4164	METRO APPEAL	6		P-\$50 + COSTS		N/A	METRO
08C-922	DAMAGES	6		P-\$49,003 + COSTS & INTEREST			
06C-1690	DAMAGES	6		P-\$35,000 + ATTY FEES & COSTS			

Jury

CIRCUIT COURT

Week of November 2

CASE	TYPE	COURT	PRAYER	VERDICT	PCT. FAULT	JUDGMENT	APPELLANT
06C-1096	MEDICAL MALPRACTICE	2		HUNG JURY			
08C-3229	AUTOMOBILE	1		DEFENDANT	P-50% D-50%		
05C-1715	AUTOMOBILE	5		P-\$16,088			

Week of November 16

CASE	TYPE	COURT	PRAYER	VERDICT	PCT. FAULT	JUDGMENT	APPELLANT
08C-2703	MEDICAL MALPRACTICE	6		DEFENDANT			

Appeals

GENERAL SESSIONS

NASHVILLE BAR

(FROM PAGE 1)

as Contributor of the Year. For their work and involvement with the Young Lawyers Division of the NBA, Tyler Middleton was the recipient of the YLD Enterprise Award and Phil Walker was the recipient of the YLD Leadership Award.

Jacqueline B. Dixon was presented with the Pro Bono Volunteer of the Year Award for her extensive pro bono work in 2009. The firm of Baker Donelson was the recipient of the Pro Bono Leadership Award for its outstanding service in the implementation of the H.E.L.P. project which organized lawyers in law firms, solo practice and corporations to provide legal help at monthly clinics to 175 homeless men and women at the Campus for Human Development.

Those presented with the President's Award for their special contributions to the mission and work of the NBA were Jay Long, Hon. Patsy Cottrell, Rich Littlehale, Laura Smith Tidwell, Allison LaRue, Suzanne Kessler and the entire NBA Staff.

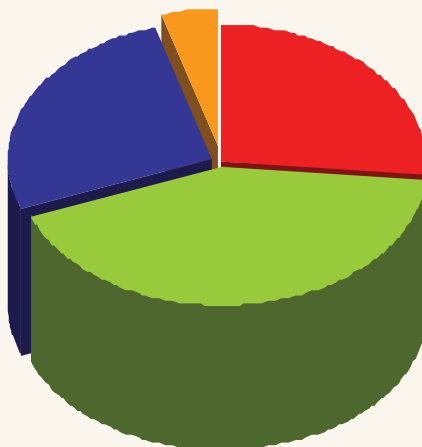


SUPREME COURT RULE 31, SEC. 11 AMENDED

New Time Limit to File Complaints Against Rule 31 Mediators

Effective January 1, 2010, Section 11 of Rule 31 of the Supreme Court Rules, which governs proceedings for the discipline of Rule 31 Mediators, has been amended in pertinent part to state, "All complaints against an active Rule 31 Mediator must be post-marked no later than 180 days after the date of the last mediation session and must be submitted to the Programs Manager of the Administrative Office of the Courts." For all mediations in which the date of the final mediation session was prior to January 1, 2010, the 180 day limitation period will be calculated from January 1, 2010.

Civil Trial Recap By Class



Miscellaneous	53%
Auto	23%
Contracts	21%
Medical Malpractice	3%



DATA BANK

November 2009

Case Information

Circuit Court

New Civil Cases Filed	180
Jury	74
Non-Jury	106
Civil Cases Concluded	200
Jury	129
Non-Jury	71
New Divorce Cases Filed	155
Divorce Cases Concluded	214
Domestic Petitions Filed	176
Domestic Petitions Concluded	317

General Sessions Civil

New Cases Filed	3,457
Executions Issued	4,503
Garnishment Payments	4,567
Judgments Collected	\$895,804
Orders of Protection Petitions	202

Probate Court

New Cases Filed	138
Cases Closed	161

Traffic Violations

Moving Citations	9,500
Total Violations	13,830
Parking Violations	4,330
Total Fines Collected	\$494,441
Nullifications	1,318
Nullification Fees Collected	\$15,823
Environmental Citations	341
*Credit Card Payments	3,787

*--Online and phone payments combined

Case Analyses

GENRE	NOVEMBER	YTD
AUTO ACCIDENTS	3	60
PLAINTIFF VERDICTS	2	40
DEFENDANT VERDICTS	1	15
NONE	0	5
CONTRACTS	2	54
PLAINTIFF VERDICTS	2	40
DEFENDANT VERDICTS	0	13
NONE	0	1
TOTAL AWARDS	\$35,363	*\$651,840
*REPRESENTS AMOUNTS DISCLOSED BY COURT		
MEDICAL MALPRACTICE	2	9
PLAINTIFF VERDICTS	0	4
DEFENDANT VERDICTS	2	5
PENDING	0	0
MISCELLANEOUS	3	139
PLAINTIFF VERDICTS	3	104
DEFENDANT VERDICTS	0	29
NONE	0	6

Auto Accident Cases

	NOVEMBER	YTD
JURY TRIALS	2	39
NON-JURY TRIALS	1	21
PLAINTIFF VERDICTS	2	40
DEFENDANT VERDICTS	1	15
NONE	0	5
HIGHEST JUDGMENT	\$16,088	\$2,500,000
AVERAGE JUDGMENT	N/A	N/A

Soft Tissue Auto Cases

	NOVEMBER	YTD
JURY TRIALS	1	21
NON-JURY TRIALS	1	1
PLAINTIFF VERDICTS	2	17
DEFENDANT VERDICTS	0	5

General Sessions Auto Appeals

	NOVEMBER	YTD
PLAINTIFF VERDICTS	1	8
DEFENDANT VERDICTS	0	5
NONE	0	0

Rooker Report

Published by the Davidson County
Circuit Court Clerk's Office

1 Public Square, Suite 302, Nashville, TN 37201
Internet - - circuitclerk.nashville.gov
Established by George L. Rooker (1929-1993)
(Circuit Court Clerk, 1968-1993)

Richard R. Rooker.....Circuit Court Clerk
Kyle Sowell..... Editor



If you have a disability and require assistance, please contact 862-5204