

Sharla Dillon - RE: Notice - response - To be filed in Docket No. 07-00161

From: Gary Hotvedt
To: Dillon, Sharla; Hicks, Guy; Malone, Melvin; Tyler, John
Date: 4/23/2008 10:57 AM
Subject: RE: Notice - response - To be filed in Docket No. 07-00161
CC: Hargett, Tre; Kyle, Sara; Roberson, Eddie

Ms. Dillon: **To be filed in Docket No. 07-00161.**

Gentlemen: Per the below emails, I asked Chairman Roberson to review the Notice of April 22, 2008, and after his review, he responded that the issues as listed in the subject notice accurately reflect his motion of April 21, 2008. I trust this resolves any questions concerning the scope of the briefs.

Gary Hotvedt, Hearing Officer

cc: Panel

>>> Melvin Malone <mmalone@millermartin.com> 4/22/2008 7:07 PM >>>
Hearing Officer Hotvedt:

I am fully persuaded that the Notice is accurate as issued and is not in need of clarification.

Melvin Malone

Melvin J. Malone
Miller & Martin PLLC

1200 One Nashville Place
150 Fourth Avenue, North
Nashville, TN 37219
Phone (615) 744-8572
Fax (615) 744-8671



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From: Hicks, Guy [mailto:gh1402@att.com]
Sent: Tuesday, April 22, 2008 4:08 PM
To: Gary Hotvedt
Cc: Tyler, John; Melvin Malone
Subject: Notice

Mr. Hotvedt,

I respectfully submit that your Notice is incorrect. Issue (a) relates to the parties' interpretation of the language of Rule 51.809. Issue (b) relates to the "entire agreement." Based on my notes from the oral argument and the status conference, the first issue was NOT limited to the "entire agreement" issue. I realize none of us has a transcript from the court reporter yet, but request that you clarify your Notice in the morning. Thank you.

Guy Hicks
