

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
IN AND FOR THE STATE OF TENNESSEE AT NASHVILLE**

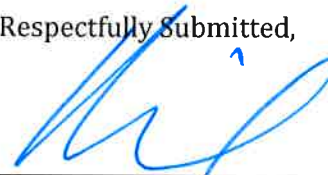
IN RE: PETITION OF HAMMERLAND UTILITIES, INC.
TO OBTAIN A CERTIFICATE OF PUBLIC CONVENIENCE
AND NECESSITY TO PROVIDE WASTEWATER
SERVICE IN TENNESSEE

Docket No. 1400124

STATUS REPORT

MICHAEL L. AINLEY, Counsel for Hammerland Utilities, Inc., hereby files the this Status Report and states that the Motion to Lift Restraining Order filed by Counsel for Hammerland Utilities has been heard by the Chancery Court of Stewart County, Tennessee and the Motion was dismissed. A copy of the Motion is attached hereto for reference.

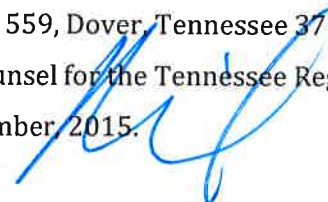
Respectfully Submitted,



Michael L. Ainley, BRP#015150
Ainley, Hoover & Hoover, PLLC
Counsel for the Defendants
200 N. Poplar Street
Paris, Tennessee 38242
(731) 642-0178

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing was served upon Plaintiffs' Counsel, Thomas M. Stanley, at Post Office Box 559, Dover, Tennessee 37058, by electronic mail and to Kelly Cashman-Grams, General Counsel for the Tennessee Regulatory Authority, by electronic mail on this the 8th day of September, 2015.



Michael L. Ainley

IN THE CHANCERY COURT OF THE STATE OF TENNESSEE

IN AND FOR THE COUNTY OF STEWART AT DOVER

JEFFREY GARTON, and wife,
JEANNE FAITH-GARTON,

Plaintiffs,

vs.

HAMMERLAND, INC., ET AL

Defendants.

FILED
CHANCERY COURT

NOV 19 2015

8:58 AM
JANE C. LINK, CLERK & MASTER
STEWART COUNTY, TN

CH-13-CV-14

ORDER

This cause coming to be heard on September 25, 2015, based on Defendant Hammerland's Motion To Lift Restraining Order and due notice having been given to Plaintiffs, and the Court having considered the pleadings, testimony of witnesses and arguments of counsel, finds as follows:

1. A Complaint was filed on January 24, 2013 in which Plaintiffs sought Injunctive Relief related to operation of a subsurface sewage system built around 1985. The Court heard testimony from an expert that the system was built for 18 lots in phase one. The second phase would add 18 more lots and an additional 5 lots of another subdivision; and,

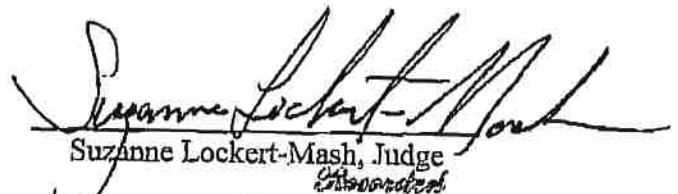
2. Defendant, Hammerland, Inc., is the developer of the River Trace II Subdivision in Stewart County, Tennessee and the owner and operator of the Subsurface Sewage Disposal System (SSDS) serving the development; and,

3. This Court previously issued an Order restraining and enjoining Hammerland, Inc., their respective officers, agents, representatives, employees and successors, and all other persons in active concert and participation with them, from selling or transferring real property owned by Hammerland, Inc.; and,

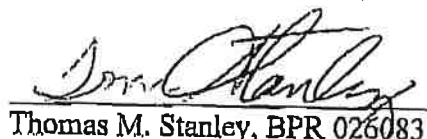
4. That on or about May 14, 2014, Hammerland, Inc., transferred property to Hammerland Utilities, Inc. without an Order of this Court permitting the transfer.

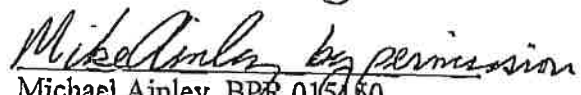
IT IS THEREFORE ORDERED, as follows:

1. Defendant's Motion to lift Restraining Order is denied;
2. Hammerland, Inc., is found in Contempt for violating this Court's Order;
3. Plaintiffs are awarded \$4,500 in attorney's fees;
4. Hammerland Inc., to transfer the subject property from Hammerland Utilities, Inc., back to Hammerland, Inc.;
5. Transfer may be made via QuitClaim Deed.


Suzanne Lockert-Mash, Judge
Entered
Book E-3 Page 436-437
Date Nov. 19, 2015
B. W. M. [Signature] D.C.

APPROVED AS TO FORM:


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