

**IN THE CHANCERY COURT FOR THE STATE OF TENNESSEE  
TWENTIETH JUDICIAL DISTRICT, DAVIDSON COUNTY**

**KATHY HOLT WEEDMAN, JACK  
SANDERS HOLT, JANELLE HOLT,  
JUDY BAUMAN and DONNA  
ETHRIDGE,**

**Plaintiffs,**

**VS.**

**SANDERS MANUFACTURING  
COMPANY, OWEN SANDERS,  
JAMES J. SANDERS III, ERIC O.  
SANDERS, and LOREN G.  
KIRKPATRICK,**

**Defendants.**

**NE  
NO. 16-464-BC**

2016 SEP -6 AM 11:17  
DAVIDSON COUNTY CLERK / CL  
D.C. & M.

FILED

**RULE 16 CASE LITIGATION PLAN ORDER**

At the Tennessee Civil Procedure Rule 16 Conference conducted on August 30, 2016, Counsel provided the Court with the following update on the Company and this litigation. A major division of the Company has been sold. More retirement of management is expected. Marketing the Company's real property for sale is expected in the near future. Counsel for the individual Defendants is keeping Plaintiffs' Counsel apprised of important and major events in the Company's affairs and business.

With respect to the litigation, all agree that the core issues are the enforceability of the retirement plan against the Company and who is entitled to participate, and these issues

appear to be amenable to determination by summary judgment. Before that can be definitely determined or proceed, however, discovery is needed and that is being exchanged.

With respect to *pendente lite* relief of appointment of a receiver or a temporary injunction concerning payment of funds into the retirement plan or the plan paying out additional retirement benefits, Plaintiffs need to review discovery before determining whether to seek this relief.


As to dissolution, that is not presently an issue requiring Court intervention, for the Company is on its own initiative selling assets and paying off debts.

In consideration of the foregoing, the following case litigation plan is entered.

1. Outstanding Responses of Sanders Manufacturing Company to Plaintiffs' Discovery—These responses must be served by September 9, 2016. If there are any disputes, those shall be processed by Counsel filing the disputed discovery and responses with the Court by September 12, 2016, followed by Plaintiffs' Counsel filing a motion by September 13, 2016, identifying the disputes. On September 15, 2016, at 9:00 a.m., the Court shall conduct a hearing to rule on the disputed discovery.

2. Interim Telephone Status Conference—On December 1, 2016, at 12:15 p.m. the Docket Clerk shall initiate a telephone conference to review the progress of discovery and an update on the status of the Company and retirement plan. If no motions for summary judgment have been filed, that shall be discussed as well. Mediation will also be discussed.

3. Dispositive Motions—The deadline for dispositive motions to be heard is March 17, 2017, but that is only an end date. Anytime before then, dispositive motions may be filed and set on the docket for oral argument.

  
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ELLEN HOBBS LYLE  
CHANCELLOR  
TENNESSEE BUSINESS COURT  
PILOT PROJECT

cc: William B. Hawkins III  
Eric G. Evans  
Ronald H. Pursell  
Edward Hadley  
James Catalano

 **MAILED**  
4-16-16