IN THE COURT OF APPEALS OF TENNESSEE AT NASHVILLE Assigned on Briefs May 31, 2002

WAYNE M. FULLER v. DONAL CAMPBELL, ET AL.

Appeal from the Chancery Court for Davidson County No. 01-684-III Ellen Hobbs Lyle, Chancellor

No. M2001-01719-COA-R3-CV - Filed January 16, 2003

WILLIAM C. KOCH, JR., J., concurring

I concur in Section II(C) of the court's opinion.

WILLIAM C. KOCH, JR., JUDGE