

RECEIVED
DEC 08 2023
IN THE CHANCERY COURT OF CUMBERLAND COUNTY, TENNESSEE
AP

BOB & PATTY BELCHER,)
LONNA O'LEARY)
TONY JOHNSON, ANNA JACKSON,)
ROBIN PESSON, JACOB & AMANDA)
VOSS, PAUL TURNER, JONATHAN)
WADE HENDRIX, MICHAEL)
HOLDSAMBECK, and)
ZACH BURGESS,)
Plaintiffs,)
vs.)
LAKE PARK RESORT, INC.,)
and it's Directors; ROBYN M. RIEL,)
JERRILYN THOMS, JENNIFER)
SPIVEY, and those represented as)
Directors on Exhibit A,)
Defendants.)

FILED
Date 12-14-2023 at 1:30 AM/PM
Entered 12-14-2023

BEN TOLLETT, CLERK & MASTER
Cumberland County, Crossville, TN

By Ben Tollett, SP

Case No. 2022-CH-2308

NOTICE OF ENTRY REQUIRED

AGREED ORDER

The Court having conducted a case management conference on November 2, 2023, and suggesting several actions that might be taken to move the case forward, based upon the records and representations of counsel and suggesting review and consideration by the parties.

NOW, by agreement of the parties, a review of the record as a whole, and for good cause shown, it is, THEREFORE, ORDERED, ADJUDGED, and DECREED as follows:

1. An election shall be held at a time and date to be determined to elect a full board of directors of Lake Park Resort, Inc.
2. In order to be eligible to vote in the aforementioned election, an individual must:

- a. Have paid all membership dues for the past two (2) years and be current on those dues on the date of the election; In that part of the allegations involve some mistrust as to dues accounting and/or application, and to avoid the costs and time of litigating those matters at this time, or potentially resolving them without litigation, members paying their arrearage may deposit their dues into their attorney's escrow so that these funds are available for use by the newly elected board.
 - b. Be the owner of record as recorded in a Warranty Deed or Quit Claim Deed of record in the Cumberland County Register of Deeds Office as of the date the notice of election is sent. New owners not reflected in the current tax records for Cumberland County are responsible to provide a mailing address for notices. Election overseers will try but are not ultimately responsible for locating new addresses or owners.
3. To avoid the cost of appointing a special master to oversee the election, Plaintiffs shall present a list of members who are eligible to vote, to Defendant's counsel. Defendants shall select one person from Plaintiffs' list to oversee the election process and the Plaintiffs shall select one person from the acting board, and those two (2) persons shall oversee the election process.
4. The two (2) members selected above, shall be responsible for providing timely notice to all lot owners of the election, the election date, the requirements for voting, where dues may be sent if owing, verification of voter eligibility, and provision of proper proxy forms. These two (2) members shall count the votes and post results.
5. The two (2) members shall further set the date and place of the election, and the date shall not be earlier than April 15, 2024 and no later than May 31, 2024.

6. This framework should substantially move this matter forward. If issues arise wherein there is a deadlock on some matter or dispute, such matters may be submitted to the Court for further evaluation.

ENTERED this 14th day of December, 2023.

Ronald Thurman
HONORABLE RONALD THURMAN, CHANCELLOR

APPROVED FOR ENTRY:

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