

IN THE CHANCERY COURT FOR DAVIDSON COUNTY, TENNESSEE

STATE OF TENNESSEE *ex rel*
RANDY RAYBURN;
JOHN (JANE) DOES NOS. 1-13,
AUSTIN RAY, and
FLANEUR LLC D/B/A/ MELSROSE

Plaintiffs,

v.

ROBERT E. COOPER, JR.,
TENNESSEE ATTORNEY GENERAL,

Defendant.

Civil No. 09-1284-I

FILED
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D.C. & M.

DEFENDANT'S STATEMENT OF UNDISPUTED FACTS IN SUPPORT
OF HIS CROSS MOTION FOR JUDGMENT ON THE PLEADINGS
AND/OR FOR SUMMARY JUDGMENT

Attorney General and Reporter Robert E. Cooper, Jr., pursuant to Tenn. R. Civ. P. 56.03, submits that the issues set forth by Plaintiffs Randy Rayburn, et al., and Intervenor Austin Ray, et al., in their respective complaints are matters of law. Therefore, no material facts are at issue. To the extent that Tenn. R. Civ. Pro. 56.03 requires parties to specify material facts, the Attorney General relies on his responses to each statement of material facts filed by Plaintiffs and Intervenor in support of their respective motions for summary judgment and for partial summary judgment.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that a true and exact copy of the foregoing Motion has been delivered by hand, united states mail, postage prepaid, and/or e-mail, to:

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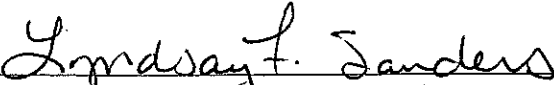
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