

ROOKER REPORT

December 2004

Published by the Davidson County Circuit Court Clerk's Office

Vol.12, No. 11

HAPPY HOLIDAYS

Circuit Court Clerk

Richard Rooker

Tom Walsh Will Tidwell Randy Bryant Brian Kahrs
Christy Allen Deborah Hennessee Lori Stratton
Tracy Cartwright Mickey Brissette Penny Hubbell
Cyndi Snuggs Deanna Alexander Cheryl Kennedy
Suzanne Wheeler Gene Baker Beverly Rawls
Kelli Olin Will Cripps Candy Finch Jim Davis
Michelle Sawyer Brad Jenkins Suzanne Parker
Brenda Parks Bobbie Eden Dan Vincent Jill Oliverius
David Callahan Debi Butzler Mary Stephens
Ronnell Griffin Sherry Rogers Nick Utter Glenn Balletto
Mark Herring Annecia Donigan Anita Carter
Rob Rutherford Candy Rucker Carolyn Davis
Sandy Adams Bill Riggs Tim Ray Stephanie Hill
Hilary Duke Anthony Givens Kelly Baltz
Becky Dye Kiesha Bass

Richard Rooker & Staff

Traffic Violation Bureau

Bessie Fox Jessie Woodard Lee Millsap
Marie Roberts Rick Kimery Antonio Lanier
Dana McGregor Wanda Clymer Denise Bennett
Hayden Guest Roy Bohannon Lisa Jones
Stacey Holt Jennifer Wilee Eva McNaney
Kristen Massey Beverly Swafford Art Allen
Vickie Slate Felice Graham Ray Fuller
Stacey Plummer Daniel Pigue Joanie Young
Teresa Johnson Steve Rose Penny Reed
Samantha Robinson Candace Benbow Jim Cupit
Sarah Dunn-McClain Joe Foster Sandy Ford
Billye Barnard Pat Trimble Steve Leary
Joey Torrence Bill Cartwright Nancy Capps
Tony Eden Elaine Howell Amanda George
Leslie Preston Don Rosso Ashley Gerald
Joe Hurt Kim Soto David Patterson Mary Archey
Susan Grannis Monica England Patsy Jackson
Dinah Williams Rhonda Hall Nick Lane
Chance Rainey Connie Murff Tammy Sampson
Joseph Day Lori Davis Pat Baxter-Nichols

Probate Clerk's Office

Peggy Griffin
Patty Jack
Kyle Sowell
Tommy King
Cathy Garrett
Tom Brown
Bob Bradshaw
Ricky Deatherage
Ruth Lester
Kim Jackson

General Sessions Civil Division

Karen Rooker Margaret Larobardiere Cindy Milligan
Connie Colley Diana Reed Tiffany Long Ryan Hager
Karin Kelley Judy Christopher Dawn Gorham
Sue Burgett Jennifer Bortrager Sandra Perryman
Kim Clary Melissa McKee Margaret Blair Samantha Hutton
Molly Travis Judy Meadows Janice Johnson Kim Wolfe
Stephanie Phillips Mark Sheffield Veronica Edmondson
Denise Dill Marie Anderson Brenda Osborne

CHEERS...



MONDELLI

Congratulations to General Sessions Judge **Mike Mondelli** upon becoming a grandfather for the second time. Daughter **Carmen Mondelli Lux** gave birth to her second daughter on Nov. 9 in Franklin where she and husband **Anthony Lux** reside. The newest addition is **Bridgette Annalie Lux**, who weighed in at 8 pounds, 11 ounces. Big sister is **Gretchen Amelia Lux**.

Another joyous occasion took place in Clarksville on Dec. 6 with the birth of **Jakob Patrik Stewart**, who registered 8 pounds, 2 ounces and measured 20.5 inches in length. He is the second son of father **Jerry Stewart** and mother **Joy Stewart**, who is the sister of deputy general sessions civil division clerk **Diana Reed**. Like big brother **Jaxson**, now two years old, the newest arrival can expect to be showered with gifts from his extremely proud aunt.

Wayne Curry, director of Metro's driver training school, was tickled orange when his new grandson left Baptist Hospital this month wearing UT "Big Orange" baby togs. **Nathan James Curry** was born on Dec. 3 to **Maurly Scott Curry** and **Suzanne Curry**, who live in Lavergne. The new arrival weighed an even 8 pounds. (It's not our policy to publish newborn baby pictures, but we are making an exception in this case.)



The **Nashville School of Law** has awarded the first annual **Holly Russell** scholarship to student **Marjorie Fann** in the amount of \$1,000. The scholarship fund was established this fall in honor of the late Circuit Court assignment clerk, who lost her life to cancer in August. The first award was announced by Dean **Joe Loser**, a former Circuit Court judge.

...TEARS

LILA ROBERTS, 75, aunt of deputy circuit court clerk Deborah Hennessee, passed away on Nov. 27 of lung cancer. She resided in Walling, Tennessee.

JAY LEWIS SNUGGS, SR., grandfather of deputy circuit court clerk Cyndi Snuggs, passed away on Nov. 26 in Smyrna after suffering from Alzheimer's disease. He was 79. Cyndi serves as an assistant to Special Master Marsh Nichols.

BILLY C. JACK, 66, longtime Columbia city attorney and associate editor of the *Vanderbilt Law Review*, died on Dec. 3. He was a founding member of the Tennessee Supreme Court Historical Society and the Tennessee Lawyers Association for Women. His wife, District Public Defender Claudia Spence Jack, survives.

E.E. (BO) EDWARDS III, 61, noted Nashville criminal defense attorney, passed away on Dec. 14 at Vanderbilt University Medical Center following a lengthy illness. He was past president of the National Association of Criminal Defense Lawyers.

PHILIP S. DUER, 89, father of attorney Philip W. Duer, died at his home on Dec. 10. He was a retired employee of the Metro Property Assessor's Office and the uncle of Michelle Sawyer and Stephanie Phillips, both members of Circuit Court Clerk Richard Rooker's staff. He also leaves three other children.

PERSONNEL

Adams Leaving Circuit Audit Post; Dye Replacing Her



SANDY ADAMS

After 12 years as internal auditor for the circuit court clerk's office, Sandy Adams has decided to pursue other professional interests.

Adams will leave the office on Dec. 31 and will be replaced by Becky Dye, a longtime circuit bookkeeper.



BECKY DYE

In announcing the changes, Circuit Court Clerk Richard Rooker thanked Adams for her years of dedicated service and wished her success in her new endeavor. At the same time, Rooker said the torch had been passed to capable hands with his choice of Dye, who recently celebrated her 24th year in the clerk's bookkeeping department.

The job of internal auditor encompasses a broad range of responsibilities, including accounting verification for all four departments under the umbrella of the circuit court clerk—Circuit, Probate, General Sessions Civil Division and Traffic Violation Bureau.

Adams was appointed to the job in 1993 after spending three years as a summer and holiday intern while earning an accounting degree. She would later earn a Masters Degree in Business Administration and certification in auditing and accounting, including that of Certified Internal Auditor.

Adams applauded Rooker's choice for her replacement, saying that Dye's years of experience with the office will allow a smooth transition.

Adams did not disclose her immediate career plans.

JANUARY BIRTHDAYS

Circuit Court Clerk

- 1 Tom Walsh
- 11 Will Tidwell
- 13 Randy Bryant
- 19 Brian Kahrs
- 27 Christy Allen
- 29 Deborah Hennessee

General Sessions

- 1 Veronica Edmondson
- 16 Cindy Milligan
- 30 Connie Colley

Probate Clerk

- 15 Peggy Griffin

Traffic Violations

- 1 Bessie Fox

Rooker Report

Published by the Davidson County Circuit Court Clerk's Office
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Internet @ www.nashville.gov/circuit
Established by George L. Rooker (1929-1993)
(Circuit Court Clerk, 1968-1993)

Richard R. Rooker.....Circuit Court Clerk
Gene Baker.....Editor



ADA coordinator, Gene Baker (860-3309)

NOVEMBER JURY TRIALS

APPEALS

Week of November 1

CIRCUIT COURT

CASE	TYPE	COURT	PRAYER	VERDICT	PCT. FAULT
02C-1288	PRODUCT LIABILITY	1ST		\$105.5 MILLION	
98C-3458	MEDICAL MALPRACTICE	3RD		DEFENDANT	
03C-1285	AUTO ACCIDENT	5TH		\$10,000	
03C-145	SLIP/FALL	3RD		\$473,000	

GENERAL SESSIONS

JUDGMENT	APPELLANT

Week of November 15

CASE	TYPE	COURT	PRAYER	VERDICT	PCT. FAULT
01C-190	AUTO ACCIDENT	2ND		UNDER ADVISEMENT	
02C-3445	MEDICAL MALPRACTICE	5TH		DEFENDANT	
01C-831	AUTO ACCIDENT	3RD		\$9,000	
04C-1973	GSA/AUTO ACCIDENT	2ND		DEFENDANT	

JUDGMENT	APPELLANT
P-\$3,715	DEFENDANT

*--JURY WAIVED

NON-JURY TRIAL RESULTS

Week of October 4

CIRCUIT COURT

CASE	TYPE	COURT	VERDICT	PCT. FAULT
03C-641	WORKERS COMPENSATION	6TH	\$34,860	
03C-619	CONTRACT	2ND	DEFENDANT	
03C-2664	DAMAGES	5TH	\$38,100	
04C-1419	DAMAGES	5TH	\$20,000	
04C-2330	GSA/CONTRACT	5TH	DEFENDANT	
04C-2488	GSA/CONTRACT	2ND	\$600	
04C-1656	DAMAGES	6TH	\$73,849	
02C-3207	CONTRACT	2ND	\$14,500	
03C-2746	CONVERSION	5TH	DEFENDANT	
04C-1972	GSA/CONTRACT	2ND	\$800	
04C-2190	GSA/CONTRACT	6TH	PENDING	
04C-32	DAMAGES	5TH	\$31,575	
04C-1756	GSA/CONTRACT	5TH	\$2,785	
02C-2796	GST/AUTO ACCIDENT	2ND	UNDER ADVISEMENT	
04C-1612	GSA/AUTO SUBROGATION*	6TH	\$10,334	(D-90)(P-10)
04C-2798	GST/AUTO SUBROGATION*	6TH	\$4,771	(D-90)(P-10)
04C-258	CONTRACT/ATTORNEY FEES	2ND	\$2,535	
03C-2316	DAMAGES	2ND	\$200,000	

GENERAL SESSIONS

JUDGMENT	APPELLANT
P-\$750	DEFENDANT
P-\$2,040	DEFENDANT
DISMISSED	PLAINTIFF
TRANSFERRED	
P-10,334	DEFENDANT

*--CASES CONSOLIDATED

ABBREVIATIONS

P	PLAINTIFF	GSA	GENERAL SESSIONS APPEAL
D	DEFENDANT	GST	GENERAL SESSIONS TRANSFER

Holiday Closings

Christmas

Friday, December 24
 Monday, December 27
 Normal business hours resume on Tuesday, December 28

New Year

Friday, December 31
 Monday, January 3
 Normal business hours resume on Tuesday, January 4

Traffic Bureau Launches Newsletter For New System

Lane Composes Winning Logo

When the Traffic Violation Bureau decided to publish an intra-office newsletter to report on the progress of its forthcoming Traffic Violation Management System, a contest was held to acquire a logo for the publication. That struck a responsive chord with deputy clerk **Nick Lane**, a part-time computer graphics guru, who walked away a winner with his entry--an artistic design of the program acronym "TVMS" with the subtitle: "Better Technology, Better Service," a slogan proposed by data entry supervisor **Leslie Preston**. Lane embellished his winning design by adding a traffic ticket and a computer as identifying graphics.



NICK LANE
 CONTEST WINNER



AUTO ACCIDENTS

2004 CASE ANALYSES

PLAINTIFFS 31
DEFENDANTS 10

RATIO: PLAINTIFFS 3-1

PERIODICAL OVERVIEW

	TOTALS	JURY	NON-JURY	PLAINTIFF	DEFENDANT	NONE
JAN-JUNE	29	23	6	19	6	4
JULY-OCTOBER	17	13	4	12	3	2
NOVEMBER	5	4	1	2	1	2

JURY AWARDS

MONTH	\$TOTALS	DOLLAR RANGE	\$MEAN
JANUARY	57,050	1,296-52,500	3,254
FEBRUARY	76,410	1,266-60,000	15,144
MARCH	243,589	0-243,589	N/A
APRIL	46,717	N/A	N/A
MAY	55,250	5,250-50,000	N/A
JUNE	137,071	6,871-102,500	13,850
JULY	N/A	N/A	N/A
AUGUST	135,509	700-110,962	4,769
SEPTEMBER	43,795	5,420-30,375	19,187
OCTOBER	16,595	N/A	N/A
NOVEMBER	19,000	9,000-10,000	N/A

NON-JURY AWARDS

MONTH	\$TOTALS	DOLLAR RANGE	\$MEAN
JANUARY	60,124	6,664-35,000	18,460
FEBRUARY	6,500	N/A	N/A
MARCH-MAY	N/A	N/A	N/A
JUNE	900	N/A	N/A
JULY	2,000	N/A	N/A
AUGUST	7,000	N/A	N/A
SEPTEMBER	93,400	N/A	N/A
OCTOBER	N/A	N/A	N/A
NOVEMBER	N/A	N/A	N/A

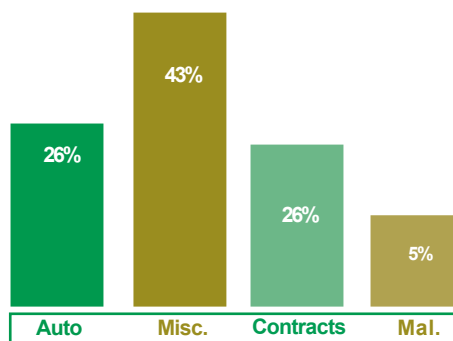
SOFT TISSUE CASES

MONTH	\$TOTALS	DOLLAR RANGE	\$MEAN
JANUARY	53,500	1,000-52,500	N/A
FEBRUARY	61,266	1,266-60,000	N/A
MARCH	243,589	0-243,589	N/A
APRIL	N/A	N/A	N/A
MAY	55,250	5,250-50,000	N/A
JUNE	14,571	6,871-7,700	N/A
JULY	2,000	N/A	N/A
AUGUST	133,315	700-110,962	5,413
SEPTEMBER	129,195	5,420-93,400	30,375
OCTOBER	N/A	N/A	N/A
NOVEMBER	N/A	N/A	N/A

GENERAL SESSIONS AUTO CASE APPEALS

MONTH	\$TOTALS	PLAINTIFF	DEFENDANT	NONE
JANUARY-JUNE	36,978	5	2	1
JULY-OCTOBER	21,000	3	2	0
NOVEMBER	N/A	0	1	1

CIVIL TRIALS BY CLASS



DATA BANK

Statistics compiled for the month of November

CASE INFORMATION

Circuit Court

NEW CIVIL CASES FILED	234
JURY	97
NON-JURY	137
CIVIL CASES CONCLUDED	233
JURY	135
NON-JURY	98
NEW DIVORCE CASES FILED	170
DIVORCE CASES CONCLUDED	215

General Sessions Civil

NEW CASES FILED	3,952
EXECUTIONS ISSUED	2,539
GARNISHMENT PAYMENTS	3,439
JUDGMENTS COLLECTED	\$574,827
ORDER OF PROTECTION PETITIONS	209

Probate Court

NEW CASES FILED	213
CASES CLOSED	159

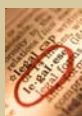
Traffic Violations

MOVING CITATIONS	31,412
PARKING VIOLATIONS	3,763
TOTAL FINES COLLECTED	\$361,862
NULLIFICATIONS	3,632
NULLIFICATION FEES COLLECTED	\$43,584

CONTRACTS

YTD	PLAINTIFFS	DEFENDANTS	NO VERDICT
51	33	11	7

November Awards--\$21,220. Year to Date--\$308,616



MEDICAL MALPRACTICE

YTD	PLAINTIFFS	DEFENDANTS	NO VERDICT
9	3	6	0



MISCELLANEOUS

YTD	PLAINTIFFS	DEFENDANTS	NO VERDICT
88	65	8	15