

IN THE CHANCERY COURT FOR DAVIDSON COUNTY, TENNESSEE
TWENTIETH JUDICIAL DISTRICT, PART III
AT NASHVILLE

CLATA RENEE BREWER; JAMES)
HAMMOND; THE TENNESSEE)
FIREARMS ASSOCIATION, INC.;)
MICHAEL P. LEAHY; STAR NEWS)
DIGITAL MEDIA, INC.; THE)
TENNESSEAN; RACHEL WEGNER;)
and TODD GARDENHIRE in his)
individual capacity;)

Petitioners,)

vs.)

METROPOLITAN GOVERNMENT)
OF NASHVILLE AND DAVIDSON)
COUNTY;)

Respondent,)

PARENTS OF MINOR COVENANT)
STUDENTS JANE DOE AND JOHN)
DOE; THE COVENANT SCHOOL;)
And COVENANT PRESBYTERIAN)
CHURCH;)

Intervenors.)

Case No. 23-0538-III
CONSOLIDATED

****controlling case****

CHANCELLOR'S CLARIFICATION ORDER REGARDING
SUPPLEMENTAL FILINGS AND DECLARATIONS

The Court has been made aware of certain counsel having questions regarding acceptable filings in this case. To assist counsel and permitted amici curiae, the Court issues this Order to clarify the instructions contained in its February 13, 2024 Order Regarding Supplemental Filings and Declarations. This Order shall be fully incorporated into the aforementioned Order as an addendum.

As all parties are aware, some of the documents sought by Petitioners were illegally leaked to

the media from a source with direct contact with the files at the scene of the incident. The Court is concerned that the filing of such leaked documents into the record of the Court will violate the due process of this Court proceeding and the parties involved. Further, the Court is concerned that the filing of such leaked information in the record of the Court may encourage the additional illegal leakage of documents by anyone who may have access to those documents and would wish to influence the outcome of these proceedings, usurp the rule of law and/or circumvent the legal process. To wit, the Court's instructions on February 13, 2024 apply only to documents which are the subject matter of the public records requests in this case, even though some of the documents have been illegally leaked. The documents that were illegally leaked and filed by counsel for Clata Renee Brewer have been placed, by the Court, for *in camera review* and have not been filed in the record. The Court presumes, based upon the certificate of service attached to the filing presented by counsel for Petitioner Brewer that the leaked documents have been shared with the other counsel in this case. If any party wishes to reference the aforementioned leaked documents in their briefing or argument, that party may simply refer to same as "the leaked documents" in its filing. No copies of any leaked document shall be filed into the record of the Court. No party shall directly quote or reproduce the contents of any such document in its briefing or argument. The Court reiterates its Order of February 13, 2024, that noncompliance with these instructions or attempt to circumvent the Orders of this Court regarding the records the Court has in its possession for *in camera review* will be sanctioned.

IT IS SO ORDERED.

s/I'Ashea L. Myles

**HON. CHANCELLOR I'ASHEA L. MYLES,
CHANCERY COURT PART III**

cc via U.S. Mail, e-filing or fax as applicable to:

Douglas R. Pierce
KING & BALLOW
315 Union Street, Suite 1100
Nashville, TN 37201
dpierce@kingballow.com
Counsel for Clata Renee Brewer

Nicholas R. Barry
**AMERICA FIRST LEGAL
FOUNDATION**
611 Pennsylvania Avenue, Suite 231
Washington, D.C. 20003
Nicholas.barry@aflegal.org

Paul J. Krog
BULSO, PLC
155 Franklin Road, Suite 400
Brentwood, TN 37027
pkrog@bulso.com
*Counsel for Michael Patrick Leahy and Star
News Digital Media, Inc.*

Rocklan W. King III
F. Laurens Brock
ADAMS AND REESE LLP
1600 West End Avenue, Suite 1400
Nashville, TN 37203
rocky.king@arlaw.com
larry.brock@arlaw.com
*Counsel for Intervenor,
Covenant Presbyterian Church*

Wallace W. Dietz, Director, Dept. of Law
Lora Fox
Cynthia Gross
Phylinda Ramsey
**METROPOLITAN GOVERNMENT OF
NASHVILLE & DAVIDSON COUNTY**
Metropolitan Courthouse
1 Public Square, Suite 108

John I. Harris III
SCHULMAN, LEROY & BENNETT PC
3310 West End Avenue, Suite 460
Nashville, TN 37201
jharris@slblawfirm.com
*Counsel for James Hammond and Tennessee
Firearms Association, Inc.*

Richard L. Hollow
HOLLOW & HOLLOW L.L.C.
P.O. Box 22578
Knoxville, Tennessee 37933
rhollow@hollowlaw.com
*Counsel for The Tennessean, Rachel Wegner,
and Todd Gardenhire*

Peter F. Klett
Autumn L. Gentry
DICKINSON WRIGHT PLLC
424 Church Street, Suite 800
Nashville, TN 37219
pklett@dickinsonwright.com
agentry@dickinsonwright.com

Nader Baydoun
BAYDOUN & KNIGHT, PLLC
5141 Virginia Way, Suite 210
Brentwood, TN 37027
nbaydoun@baydoun.com
Counsel for Intervenor, The Covenant School

Eric G. Osborne
William L. Harbison
Christopher S. Sabis
C. Dewey Branstetter
Ryan T. Holt
Micah N. Bradley
Frances W. Perkins

Nashville, TN 37210

wally.dietz@nashville.gov
lora.fox@nashville.gov
cynthia.gross@nashville.gov
phylinda.ramsey@nashville.gov

*Counsel for Respondent Metropolitan
Government of Nashville and Davidson
County*

General Glenn R. Funk
District Attorney General
222 Second Avenue North, Ste. 500
Nashville, TN 37201
glennfunk@jnsnashville.gov

Amici Curiae

Samuel P. Funk (No. 19777)
James K. Vines (No. 12329)

Evan S. Rothey (No. 37708)
SIMS|FUNK, PLC
3322 West End Ave., Ste. 200
Nashville, TN 37203
(615) 292-9335
(615) 649-8565 (fax)
sfunk@simsfunk.com
jvines@simsfunk.com
gfox@simsfunk.com
erothey@simsfunk.com

Counsel for Amici Curiae

John B. Thompson
5721 Riviera Drive
Coral Gables, FL 33146
amendmentone@comcast.net

Hunter C. Branstetter
William D. Pugh
**SHERRARD ROE VOIGT & HARBISON,
PLC**
150 Third Ave South, Suite 1100
Nashville, TN 37201

eosborne@srvhlaw.com
bharbison@srvhlaw.com
csabis@srvhlaw.com
dbranstetter@srvhlaw.com
rholt@srvhlaw.com
mbradley@srvhlaw.com
fperkins@srvhlaw.com
hbranstetter@srvhlaw.com
wpugh@srvhlaw.com

Edward M. Yarbrough
Sara D. Naylor
SPENCER FANE LLP
511 Union Street, Suite 1000
Nashville, Tennessee 37219

eyarbrough@spencerfane.com
snaylor@spencerfane.com

Hal Hardin
HARDIN LAW OFFICE
211 Union Street, Suite 200
Nashville, TN 37201

hal@hardinlawoffice.com
*Counsel for Intervenors, Parents of Minor
Covenant School Students Jane Doe and John
Doe*