



METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY

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MEMORANDUM

TO: Vice Mayor Angie Henderson
Metropolitan Council

FROM: Allison Bussell, Associate Director of Law

DATE: November 1, 2024

SUBJECT: M.C.L. § 2.40.115; 2024 1st Quarter Report of Significant Litigation

ATTACHMENT: (1) 2024 2nd Quarter Report of Significant Litigation: Damages Amount Specified
(2) 2024 2nd Quarter Report of Significant Litigation: Damages Amount Not Specified

1. The “2024 3rd Quarter Report of Significant Litigation: Damages Amount Specified” lists new cases filed in this quarter in which the *ad damnum* clauses in the complaints request damages greater than \$300,000. (Attachment 1)

2. The “2024 3rd Quarter Report of Significant Litigation: Damages Amount Not Specified” lists new cases this quarter in which potential liability is not necessarily limited to \$300,000 by a statutory cap. (Attachment 2)

3. Acronyms that may be used in the Attachment:

ADA: Americans With Disabilities Act, as amended, 42 U.S.C. §§ 12101, *et seq.*

FMLA: Family and Medical Leave Act, 29 U.S.C. §§ 2601, *et seq.*

IDEA: Individuals With Disabilities Education Act, 20 U.S.C. §§ 1400, *et seq.*

IIED: Intentional Infliction of Emotional Distress

NIED: Negligent Infliction of Emotional Distress

PLRA: Prison Litigation Reform Act, 28 U.S.C. § 1915, 42 U.S.C. § 1997e

RLUIPA: Religious Land Use and Institutionalized Persons Act, 2 U.S.C. §§ 2000cc, *et seq.*

SEC. 504: Section 504 of the Rehabilitation Act, 29 U.S.C. §§ 794, *et seq.*

STRUA: Short-Term Rental Unit Act, Tenn. Code Ann. §§ 13-7-601, *et seq.*

TCPA: Tennessee Consumer Protection Act, Tenn. Code Ann. § 47-18-101

TDA: Tennessee Disability Act, Tenn. Code Ann. §§ 8-50-103, -104

TGTLA: Tennessee Governmental Tort Liability Act, Tenn. Code Ann. §§ 29-20-101, *et seq.*

THRA: Tennessee Human Rights Act, Tenn. Code Ann. §§ 4-21-101, *et seq.*

TITDA: Tennessee Identity Theft Deterrence Act, Tenn. Code Ann. §§ 47-18-2101, *et seq.*

Title VI: Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d, *et seq.*

Title VII: Title VII of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000e, *et seq.*

Title IX: Title IX, Education Amendments of 1972 to the Civil Rights Act of 1964, 20 U.S.C. §§ 1681, *et seq.*

TPPA: Tennessee Public Protection Act, Tenn. Code Ann. § 50-1-304

TRFRA: Tennessee Religious Freedom Restoration Act, Tenn. Code Ann. § 4-1-407

ATTACHMENT 1

2023 3rd Quarter Report of Significant Litigation: Damages Amount Specified

Case Name	Court	Docket #	Initial Demand
<p><i>Hampton, Michael, et al. v. Metro Gov't, et al.</i></p> <p>Damages: Plaintiffs bring this action alleging various constitutional claims under state and federal law arising from Plaintiff Michael Hampton's criminal prosecution for mismanagement of funds arising out of his operation of the Knowles assisted living facility. Plaintiffs seek compensatory and punitive damages, attorney's fees, and costs.</p> <p>Plaintiff Taylor, Toni</p> <p>Plaintiff Hampton, Michael</p> <p>Defendant Metropolitan Government of Nashville and Davidson County</p> <p>Defendant Funk, Glenn R.</p> <p>Defendant Metro Nashville – Hospital Authority – General/Meharry</p> <p>Defendant Jackson, Chadwick</p> <p>Defendant Neal, Deborah</p> <p>Defendant Henry, Laura</p> <p>Defendant Webb, Joseph</p> <p>Defendant Swann, Mark</p> <p>Opposing Counsel Scruggs, Mark C.</p>	U.S. Dist. Ct. M.D. Tenn.	3:24-cv-00863	\$10,970,000.00
<p><i>Jeffers, John v. Metro Gov't, Jamyron Reed, et al.</i></p> <p>Damages: Plaintiff seeks compensatory damages arising out of a motor vehicle accident with Davidson County Sheriff's Office employee Jamyron Reed.</p> <p>Plaintiff Jeffers, John</p> <p>Defendant Metropolitan Government of Nashville and Davidson County</p> <p>Defendant State Farm Automobile Insurance Company</p> <p>Defendant Reed, Jamyron</p> <p>Defense Counsel Moseley, James Bryan</p> <p>Opposing Counsel Parsley, Michael K</p>	Circuit Court - First	24C1934	\$5,000,000.00
<p><i>Sanders, Christina a/n/k Sanders, Terry Lee v. Metro Gov't</i></p> <p>Damages: Plaintiff alleges negligence and seeks compensatory damages and other damages arising from Terry Sanders's death while incarcerated.</p> <p>Plaintiff Sanders, Christina</p> <p>Plaintiff Sanders, Terry</p> <p>Defendant Metropolitan Government of Nashville and Davidson County</p> <p>Opposing Counsel Coleman, Erin</p>	Circuit Court - Second	24C1691	\$4,500,000.00

<i>Nicholson, Vanessa v. Metro Gov't, et al.</i>	Circuit Court – Fifth	24C2182	\$2,000,000.00
Damages: Plaintiff alleges negligence arising from an MTA accident in which she was a passenger.			
Plaintiff	Nicholson, Vanessa		
Defendant	WeGo Public Transit		
Defendant	Metropolitan Government of Nashville and Davidson County		
Defendant	Tennessee Davidson Transit Organization		
Opposing Counsel	Johnsen, Joseph		
<i>Eatmon, Everrette, ex rel. v. Metro Gov't, ex rel.</i>	Circuit Court – Fifth	24C1785	\$1,000,000.00
Damages: Plaintiff alleges damages arising from an alleged robbery and shooting in the restroom of the Nashville Public Library in Bordeaux.			
Plaintiff	Childress, Patrice		
Plaintiff	Eatmon, Everrette Kenkade		
Defendant	Metropolitan Government of Nashville and Davidson County		
Defendant	Metro Nashville – Public Library		
Opposing Counsel	Williams, Teryn E.		
Opposing Counsel	Keaty, Jenney S.		
<i>Bright, Ronald et al. v. Young, Nathan Earl, Tri Star Energy, LLC, et al.</i>	Circuit Court – Fifth	24C2051	\$750,000.00
Damages: Plaintiff seeks damages arising from a multi-vehicle accident on Briley Parkway between Plaintiffs, a Metro Nashville Police Department officer, and a tractor trailer owned by Defendant Tri-Star Energy.			
Plaintiff	Bright, Ronald		
Plaintiff	Bright, Karen		
Defendant	Young, Nathan		
Defendant	STATE FARM MUTUAL AUTOMOBILE INS CO		
Defendant	Metropolitan Government of Nashville and Davidson County		
Defendant	Mitchem, Wilhelmina		
Defendant	John Doe II		
Defendant	Tri Star Energy, LLC.		
Opposing Counsel	Davis, Stanley		
<i>Knalls, Neal v. Metro Gov't, et al.</i>	Circuit Court – Fifth	24C956	\$500,000.00
Damages: Plaintiff alleges negligence and seeks damages arising from a bicycle accident on the Harpeth River Greenway.			
Plaintiff	Knalls, Neal		
Defendant	Greenways For Nashville		
Defendant	Metropolitan Government of Nashville and Davidson County		
Defendant	Harpeth Valley Golf Course LLC		
Defendant	Metro Nashville – Parks and Recreation – HR		
Opposing Counsel	Meyers, Rhonda		

ATTACHMENT 2

2024 3rd Quarter Report of Significant Litigation: Damages Amount Not Specified

Case Name	Court	Docket #
<p><i>Saad, Jonathan v. Metro Gov't, et al.</i></p> <p>Damages: Plaintiff, former Grants Program Manager for the Metro Arts Commission, alleges race, color, age, and sex discrimination arising from his non-selection for a Grants Program Manager position. Plaintiff also alleges whistleblower retaliation arising from his challenge to various Arts Commission actions. Plaintiff seeks backpay, reinstatement, compensatory damages, and attorney's fees.</p> <p>Plaintiff Saad, Jonathan Defendant Metropolitan Government of Nashville and Davidson County Defendant Singh, Daniel Phoenix Defendant Metro Nashville - Arts Commission Opposing Counsel Piper, Bryan</p>	<p>Circuit Court - Second</p>	<p>23-0636-II</p>
<p><i>Watson, Deana a/p/r of Estate of Claude Garrett v. Kenneth</i></p> <p>Damages: Plaintiff, as personal representative of the Estate of Claude Garrett, seeks damages arising from Mr. Garrett's alleged wrongful arrest, prosecution, and conviction for the 1992 arson murder of his girlfriend.</p> <p>Plaintiff Watson, Deana Defendant Carter, Desmond Defendant Hunt, Patrick Defendant Jenkins, Otis Defendant Porter, Kenneth G. Defendant United States of America Defendant Miller, David Defendant Cooper, James Defendant Roland, Mike Opposing Counsel Zellner, Kathleen Opposing Counsel Clark, Wesley</p>	<p>U.S. Dist. Ct. M.D. Tenn.</p>	<p>3:23-cv-00456</p>
<p><i>Martinez, Juana o/b/o Garcia Martinez, Ana v. Metro Gov't</i></p> <p>Damages: Plaintiff alleges negligence and seeks damages arising from the sexual assault of a Harris Hillman School student with Down's Syndrome on a special education bus.</p> <p>Plaintiff Garcia Martinez, Ana Plaintiff Martinez, Juana Defendant Metropolitan Government of Nashville and Davidson County Opposing Counsel Higgins, James S. Opposing Counsel Mauer, Nathan Henry</p>	<p>Circuit Court - Sixth</p>	<p>24C1882</p>

Damages: Plaintiffs seek damages arising from a car accident with Metropolitan Nashville Police Department officer Gerald Gomes.

Plaintiff	Jean-Philippe, Rose
Plaintiff	Jean-Philippe, Wiss Pierre
Defendant	Metropolitan Government of Nashville and Davidson County
Defendant	Gomes, Gerald
Counsel: Opposing	Davis, Stanley A.