

IN THE THIRD CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE  
TWENTIETH JUDICIAL DISTRICT AT NASHVILLE

FILED

2010 JAN 26 PM 1:23

STATE OF TENNESSEE, *ex rel.* )  
ROBERT E. COOPER, JR., ATTORNEY )  
GENERAL and REPORTER, )

RICHARD B. ROOKER, CLERK  
*P. W. Rooker*  
D.C.

Plaintiff, )

v. )

No. 08-C-3494

MARCUS DONNELL JONES, individually )  
and d/b/a JONES MEMORIALS, d/b/a )  
www.jonesmemorials.com, a website owned )  
and operated by MARCUS DONNELL JONES, )  
and HALF OFF STONES, a sole proprietorship )  
owned and operated by MARCUS DONNELL )  
JONES, and d/b/a www.halfoffstones.com, )  
a website owned and operated by MARCUS )  
DONNELL JONES, )

Judge Barbara Haynes

Defendant Jones, )

and )

HENRY WAYNE MONK, individually and )  
d/b/a MONK MEMORIALS, a sole )  
proprietorship owned and operated by )  
HENRY WAYNE MONK, and d/b/a )  
www.monkmemorials.com, a website owned )  
and operated by HENRY WAYNE MONK, )

Defendant Monk. )

**ORDER REGARDING DEFENDANT MARCUS JONES' CONCESSION  
TO ENTRY OF DEFAULT JUDGMENT AND ORDER  
EXTENDING TIME FOR FINALITY OF DEFAULT JUDGMENT**

Pursuant to the Court's Order for a status conference, the remaining parties to the action appeared and participated through counsel, at the case status conference, Judge Barbara N. Haynes, presiding, at 8:30 a.m., January 13, 2010.

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Prior to the case status conference, this Court entered a default judgment against Defendant Henry Wayne Monk, individually and d/b/a Monk Memorials, a sole proprietorship owned and operated by Henry Wayne Monk, and d/b/a www.monkmemorials.com, a website owned and operated by Henry Wayne Monk. The order was entered on January 6, 2010.

At the status conference on January 13, 2010, Defendant Marcus Donnell Jones, through counsel, Karl Warden, conceded to entry of the State's Motion for Default, conceding to all of its terms in their entirety, including the monetary amounts to be paid as set forth in the State's unopposed Motion for Default Judgment and Exhibit C to that Motion.

**IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED** that the State of Tennessee's unopposed Motion for Default Judgment filed on November 23, 2009 against Defendant Jones shall be granted in its entirety and that a Final Judgment by Default and Permanent Injunction against Defendant Marcus Jones and the captioned Jones entities shall be submitted by the State of Tennessee to the Court for entry. Said judgment will be entered by this Court without any further hearing in light of Defendant Marcus Donnell Jones' counsel's concession to judgment at the case management hearing.

To allow additional time for potential settlement discussions between the parties, **IT IS, FURTHER THEREFORE, ORDERED, ADJUDGED AND DECREED** that the Default Judgment for the State of Tennessee against Defendant Marcus Donnell Jones and the captioned Jones entities shall become final sixty (60) days after its entry.

**IT IS SO ORDERED, ADJUDGED, AND DECREED.**

ENTERED:



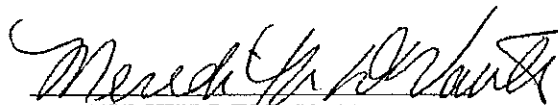
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JUDGE BARBARA N. HAINES  
CIRCUIT COURT JUDGE, DIV. III

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SUBMITTED FOR APPROVAL:

ROBERT E. COOPER, JR.  
Attorney General and Reporter  
B.P.R. No. 010934



**MEREDITH DEVAULT**

Senior Counsel

B.P.R. 9157

Consumer Advocate and Protection Division

Office of the Tennessee Attorney General

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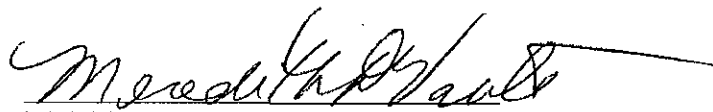
Fax: (615) 532-2910

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CERTIFICATE OF SERVICE

On this the 15<sup>th</sup> day of January, 2010, I hereby certify that a true and exact copy of the foregoing Order has been mailed, via First Class Postage, pre-paid to:

Karl D. Warden, Esq.  
214 Second Avenue North  
Suite 103  
Nashville, TN 37201  
Attorney for Defendant Marcus Donnell Jones and Jones Defendants

  
MEREDITH DEVAULT  
Senior Counsel

REC'D 2/1/10