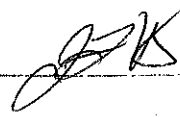


FILED
IN THE CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE
TWENTIETH JUDICIAL DISTRICT AT NASHVILLE
2009 AUG 4 PM 12:29

RICHARD R. BOOKER, CLERK

STATE OF TENNESSEE, *ex rel.*)
ROBERT E. COOPER, JR., ATTORNEY)
GENERAL and REPORTER,)
)
Plaintiff,)
)
v.)
)
MICHAEL H. SNEED,)
)
Defendant.)

 D.C.

Case No. 09C2025

**MOTION FOR AN ORDER IDENTIFYING ATTORNEYS SELECTED AS RECEIVERS
UNDER THE AGREED ORDER FOR STATUTORY TEMPORARY INJUNCTION,
SETTING A DATE FOR PRODUCTION OF THE FILES BY THE DEFENDANT AND
GRANTING THE STATE ACCESS TO THE FILES**

The State of Tennessee, by and through Robert E. Cooper Jr., the Attorney General and Reporter for the State of Tennessee, on behalf of Mary Clement, the Director of the Division of Consumer Affairs of the Tennessee Department of Commerce and Insurance, applies to this Court for an order identifying the specific attorneys selected as receivers under the Agreed Order for Statutory Temporary Injunction, setting a date for production of the client files by the Defendant and granting the State access to the client files.

FACTUAL ALLEGATIONS

1. The State's Motion for Statutory Temporary Injunction was heard by the Court on Friday, July 17, 2009 at 11:00 a.m.
2. Based upon the agreement of the parties, the record in this matter and upon the Court's approval, the Court entered an Agreed Order for Statutory Temporary Injunction

("Agreed Order"), which included the appointment of attorneys to receive the files of Defendant's former clients.

3. The following three (3) attorneys have agreed to serve as said receivers of the files of Defendant's clients:

Joseph Davidow (BPR # 027176)
501 Union Street, Ste. 501
Nashville, TN 37201
(615) 256-3605

Ana Escobar (BPR # 017349)
414 Union Street, Ste. 905
Nashville, TN 37219
(615) 346-2213

Jonathan Williams (BPR # 027625)
P.O. Box 160659
Nashville, TN 37261
(615) 636-6653

4. As of the filing of this Motion, the State has not received the client files from the Defendant and a date certain needs to be identified to provide for the transfer of all the files to the receivers.
5. The State has attempted to contact Defendant Michael Sneed to make arrangements for the files but the telephone numbers the State has for the Defendant have been disconnected and he has not responded to either email or U.S. Mail inquiries.

PRAYER FOR RELIEF

For the above stated reasons, the State of Tennessee, by and through counsel, applies and prays to this Court for the following relief:

1. That this Court issue an order formally appointing the three attorneys listed above to receive and take custody of the files of the former clients of Michael H. Sneed as

described in the Court's Agreed Order for Statutory Temporary Injunction entered on July 17, 2009.

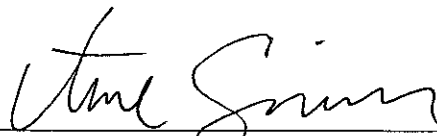
2. That this Court issue an order compelling the Defendant to personally hand deliver the files along with a list of the client files he is providing directly to an investigator employed by the Office of the Tennessee Attorney General during normal business at its offices 425 Fifth Avenue North, Nashville, Tennessee at a date certain, no later than five (5) business days after entry of the order or at another date and time mutually agreed to in writing by the parties within the five (5) business day time period. After receiving the files, the State's investigator will equally divide the files and deliver them to the appointed receivers.
3. That this Court issue an order authorizing the receivers, at his or her discretion, to allow the representatives of the State to review, copy and inspect the client files assigned to that particular receiver.
4. That this Court issue an order authorizing the State to contact the consumers/clients whose files are in the possession of the receivers if not already contacted, if it deems it appropriate or necessary.
5. That this Court order that the original injunction set forth in the Agreed Order shall remain in place.
6. That this Court grant such other relief it deems appropriate.

NOTICE OF HEARING:

**THIS MOTION WILL BE HEARD ON AUGUST ²¹~~28~~, 2009 AT 9:00 A.M. CDT IN
CIRCUIT COURT LOCATED AT 1 PUBLIC SQ # 502, NASHVILLE, TN 37201.
FAILURE TO RESPOND WILL RESULT IN THE MOTION BEING GRANTED UPON
A PROPER SHOWING. ALL CORPORATIONS MUST BE REPRESENTED BY AN
ATTORNEY LICENSED TO PRACTICE LAW IN TENNESSEE.**

RESPECTFULLY SUBMITTED,

ROBERT E. COOPER, JR.
Attorney General and Reporter
B.P.R. No. 10934



ANNE SIMMONS

Assistant Attorney General

B.P.R. No. 026272

C. SCOTT JACKSON

Senior Counsel

B.P.R. No. 011005

Office of the Tennessee Attorney General

Consumer Advocate & Protection Division

Post Office Box 20207

Nashville, TN 37202-0207

Telephone: (615) 741-4657

Facsimile: (615) 532-2910


Attorneys for the Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Document Filing has been forwarded via U.S. mail, postage prepaid, to:

Michael Sneed
3141 Kinwood Dr.
Antioch, TN 37013-1347

on this the 4th day of August, 2009.


ANNE D. SIMMONS
Assistant Attorney General