

IN THE CHANCERY COURT OF DAVIDSON COUNTY, TENNESSEE
20TH JUDICIAL DISTRICT, AT NASHVILLE, PART III

STATE OF TENNESSEE, <i>ex rel.</i> HODGEN MAINDA, solely in his)	
official capacity as Commissioner of Commerce & Insurance,)	
Plaintiff,)	
v.)	No. 14-0102-III
GALILEE MEMORIAL GARDENS,)	
JM&M SERVICES, INC., LAMBERT MEMORIAL CO., aka)	
LAMBERT MEMORIALS, INC., LAMBERT & SONS, INC.,)	
JEMAR LAMBERT, MARJE LAMBERT, and MARY H. LAMBERT, and)	
ALL PERSONS ACTING IN CONCERT WITH THEM,)	
Defendants.)	

NOTICE OF HEARING DATE OF 3/10/2020
AND OBJECTION DEADLINE OF 2/21/2020 FOR:

Proposed Order To Set Conditions for Liquidation of Galilee Memorial Gardens Cemetery; Prohibiting Burials, Disinterments, or Activities other than Permanent Maintenance and Limited Visitation of Graves; Finding the Cemetery Lacks Assets to Distribute and Barring all Claims or Suits Against the Cemetery or Defendants in Receivership
(the "Proposed Order")

NOTICE to all persons concerned with the receivership of Galilee Memorial Gardens Cemetery at 8283 Ellis Road, Bartlett, Tennessee (the Cemetery).

This Notice is being published or directed to you because you are either listed as an owner of a burial plot, or have filed a claim for burial rights, in Galilee Memorial Gardens (Galilee), or you may have another interest or claim that may be affected by the closure to burials of Galilee and the liquidation of its business. A hearing will be held, at which the receivership Court identified above will consider approving the terms of the Proposed Order, which is its tentative ruling from all the facts, receiver reports, and records of Cemetery conditions, including comments made at prior hearings. The Court intends to approve the Proposed Order, making it a Final Order which will be a legally binding, permanent Order to:

- * Prohibit and close the Cemetery to any more burials because the Cemetery is full.
- * Declare the Cemetery liquidated without money to pay claims or issue refunds and to Terminate and Bar all further claims or suits against the Cemetery or the Defendants in the receivership case.
- * Prohibit claims against the Cemetery's Preneed Merchandise and Services Trust Fund and order the trustee to transfer the small balance in that Fund into the Improvement Care Trust Fund for perpetual care of the Cemetery.
- * Find that the state of the records at Galilee makes it impossible to determine the location and identification of bodies buried at Galilee, and to notify the next of kin of any person who might be buried in or affected by any individual grave space. This will preclude any disinterment or exhumation of bodies from the Cemetery.

You are being given this opportunity to respond or object to the Proposed Order plan for Galilee by the deadline below so that the Court may consider it at the hearing and before it adopts it as a Final Order.

Full Text of the Proposed Order: The Proposed Order can be viewed along with this Notice on the website of the Tennessee Attorney General showing documents filed in the Galilee Receivership: <https://www.tn.gov/attorneygeneral/working-for-tennessee/filings-of-interest/galilee-memorial-gardens.html>

To request that a paper copy of the Proposed Order be sent by mail, call and leave name and address information at Receivership Management, Inc., Special Deputy Receiver for Galilee Memorial Gardens, at phone 615-370-0051.

HEARING: The Court has set a **Hearing for: Tuesday March 10, 2020, at 9:00 a.m. in Part III of the Davidson County Chancery Court**, 4th floor, Metropolitan Courthouse at One Public Square, in **Nashville**, Tennessee, in the Cemetery receivership case, No. 14-0102-III, under Tenn. Code Ann. § 46-1-312(a), and other cemetery law. The receiver will appear in Court to seek final Court approval of the Proposed Order.

OBJECTION DEADLINE: Any Written Response or Objection to the Proposed Order that you want the receivership Court to consider before the hearing, should identify this case: **State ex rel. Mainda v. Galilee Memorial Gardens, et al.; Case No. 14-0102-III**, and be **filed** with the Court by delivering it **no later than Friday February 21, 2020 at 4:30 p.m.** to: Clerk & Master, Davidson County Chancery Court, Metro Courthouse, One Public Square, Suite 308, Nashville, TN 37201. Please identify your name, address and a way to contact you somewhere on the document. Send a copy also to the Tennessee Attorney General's Office, Financial Division, P.O. Box 20207, Nashville, TN 37202-0207

INSTRUCTIONS: The Court will consider materials from affected persons or entities who file, or whose attorneys file, a timely written objection, including the legal and factual grounds for that objection, with the Court before the objection deadline. After considering these, the Court may still adopt the Proposed Order, or may change its terms. To have an opportunity to speak at the hearing, you or an attorney appearing on your behalf must have filed a written objection with the Court by the deadline. The Court can set or limit the time or manner of your presentation.

In addition to the issues raised in this Notice, there remains the question about how Galilee Memorial Gardens will be maintained after the conclusion of the Receivership. This question will be addressed at a time to be determined by the Court.

Cemetery Visitation: At present, visitation at Galilee Memorial Gardens Cemetery shall continue to be permitted as previously ordered in this case. Such visitation, however, may be subject to change in the future upon this court-case being closed and when a new entity takes over maintaining the Cemetery.