

HARTLEY LAW FIRM - TDA LITIGATION STATUS REPORT
July 12, 2018

Case Type	Plaintiff/Defendant	Case No.	Status
Breach of Contract, Appointment of Receiver and Tort claims	<i>TDA v. Carland Group, LLC; Cherokee Meadows, LP; Carland Properties, LLC and Omega Alpha Development, LLC</i>	CJ-2017-4487	On 4-3-18 the Court granted Third Party Defendant Crafton & Tull's Motion to continue hearing on TDA request for appointment of a receiver to permit parties to conduct discovery and ordered mediation to be completed by June 30, 2018. Mediation held on June 26, 2018 with DRC. Tentative settlement reached pending HUD, City and TDA approval of revised driveway plans. Status conference with Judge Wall scheduled for July 18, 2018 @ 10:30.
Declaratory Judgment	<i>North Star Mutual Insurance Company, Inc. v. Carland Group, TDA, et al.</i>	18-cv-00035-CVE-JFJ	TDA has filed its Corporate Disclosure Statement. Joint Status Report has been filed. Case remains pending.
Lien Foreclosure	<i>Alpine Roofing, LLC v MGT Construction Management, East End Village, LLC; Larson Development; TDA and others</i>	CJ-2015-1898	MGT Construction has filed for bankruptcy protection. Lien claimants have sought to join the parent company of MGT Construction. Case remains pending.
Breach of Contract and Lien Foreclosure Counterclaims	<i>East End Village, LLC v. MGT Construction Management, Inc. et al</i>	CJ-2015-2212	This case has been consolidated with CJ-2015-1898 case listed above.
Breach of Contract and Lien Foreclosure Counterclaims	<i>Sunbelt Fire Protection, Inc v. MGT Construction Management, Inc. et al</i>	CJ-2016-1738	No new activity
Foreclosure	<i>Bank of Oklahoma v. Jessie L. Hardy, Roberta Hardy and TDA</i>	CJ-2010-6967	<i>No action in case since 11-14-13.</i>
Breach of Contract	<i>TDA and Paula Recess v James Snyder d/b/a Gem Air Heating</i>	CS-2011-8418	<i>TDA motion for default judgment taken under advisement. No new activity</i>
Other	<i>Novus Homes (Wilkins)</i>	CJ-2008-5713	<ul style="list-style-type: none"> - Arbitrator granted TDA's Motion for Summary Judgment on 10-5-17. District Judge denied Wilkins' Motion to Amend their claims. - TDA Motion to Enter Judgment in the District Court case in favor of TDA has been granted. Order Confirming Arbitration Award and Entering Judgment filed June 11, 2018. See attached Order

Other	<i>Novus Homes (Wilkins)</i>	CV-2016-998	<p>Filed by Wilkins seeking declaratory judgment that TDA violated open meeting act with regard to issuance of Block 44</p> <ul style="list-style-type: none"> - On 4-2-18, TDA obtained a ruling from Judge Pickerill that a previous order entered in the case dealt only with the denial of summary judgment sought by TDA and did not constitute a finding that TDA had violated the Open Meeting Act. - Plaintiffs' Motion for attorney fees denied. - Case remains pending with scheduling conference to be set upon application.
Other	<i>Vanessa Hall-Harper et. al v. TDA</i>	CV-2017-1049	<p>Filed by Tulsa City Councilor Vanessa Hall-Harper (in her individual capacity) and others alleging violation of the Open Meeting Act. TDA General Counsel has filed an Entry of Appearance for all named Defendants.</p> <ul style="list-style-type: none"> - A protective order has been entered re personal information. Depositions of Plaintiffs were held on April 9th. - Scheduling Order entered May 4, 2018. Preliminary Witness and Exhibit Lists are to be exchanged by June 31, 2018. Discovery is ongoing. Case remains pending.
Declaratory Judgment	<i>UCAT v TDA</i>	CV-2018-127	<p>Action for declaratory judgment filed by UCAT on February 2, 2018 seeking to determine that UCAT is not in default under the terms and conditions of the 1986 Redevelopment Contract with TDA for land located north of the IDL.</p> <ul style="list-style-type: none"> - TDA counsel has filed an Entry of Appearance and reserved an additional 20 days to answer the petition. - Mediation conducted on May 10th, 2018 with Dan Holeman as mediator. TDA and UCT representatives reached a settlement of the pending litigation and notice of default of Redevelopment Agreement. - Case pending until written settlement agreement and Order finalized by the parties and approved by the Court.

**IN THE DISTRICT COURT IN AND FOR TULSA COUNTY
STATE OF OKLAHOMA**

WILL WILKINS, and NOVUS HOMES, LLC,)
an Oklahoma Limited Liability Company, and)
CECILIA WILKINS, and W3 DEVELOPMENT,)
LLC, an Oklahoma Limited Liability Company,)

Plaintiffs)

v.)

THE TULSA DEVELOPMENT AUTHORITY,)
a/k/a TULSA URBAN RENEWAL AUTHORITY,)
an Oklahoma Corporation)

Defendant.)

Case No. CJ-08-5713

**DISTRICT COURT
FILED**

JUN 11 2018

DON NEWBERRY, Court Clerk
STATE OF OKLA. TULSA COUNTY

**ORDER CONFIRMING
ARBITRATION AWARD AND ENTERING JUDGMENT**

NOW on this 2nd day of February, 2018, this matter comes before the Court on Defendant's Application and Motion for Order Confirming Arbitration Award and Entering Judgment ("Defendant's Application"). Plaintiffs appear by counsel, Keith Ward. Defendant appears by counsel, James Weger, Jot Hartley, and Patrick Colvin. The Court, having reviewed the file herein, heard the argument of counsel, and being fully advised in the premises, enters the following findings and orders:

1. In August 2008, Plaintiffs filed this lawsuit against Defendant, asserting claims based upon the parties' negotiations relating to a tract of real property owned by Defendant in Tulsa, Oklahoma ("Property").
2. In June 2012, the parties reached a settlement relating to the Property ("Settlement Agreement"). In the Settlement Agreement, the parties agreed to negotiate the terms of, and enter into, a Redevelopment Agreement for the Property.
3. On April 16, 2013, the parties entered into the Redevelopment Agreement.

4. On January 17, 2017, Plaintiffs initiated a private arbitration, asserting claims against Defendant.

5. On October 30, 2017, the Arbitrator entered a Final Award, denying all claims asserted by Plaintiffs against Defendant. A copy of the Final Award is attached as Exhibit "1."

6. On December 8, 2017, Defendants filed an Application and Motion for Order Confirming Arbitration Award and Entering Judgment in this lawsuit.

7. The Final Award should be confirmed in all respects, and Judgment should be granted in conformity with the Final Award.

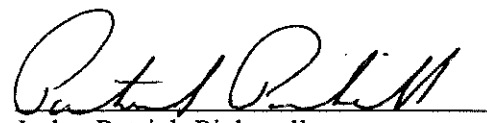
8. This Order is the final determination of all of the rights of all of the parties in this action and shall be the Final Judgment of this Court.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Final Award is confirmed in all respects.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Judgment shall be granted in favor of Defendant, the Tulsa Development Authority, and against Plaintiffs, Cecilia Wilkins, William Wilkins, Novus Homes, LLC, and W3 Development, LLC, in conformity with the Final Award.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all other pending motions are denied or rendered moot.

DATED this 2nd day of February, 2018.


Judge Patrick Pickerell
Signed on June 6th 2018

Prepared By:
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ATTORNEYS FOR DEFENDANT,
THE TULSA DEVELOPMENT AUTHORITY

I, Don Newberry, Court Clerk, for Tulsa County, Oklahoma,
herby certify that the foregoing is a true, correct and full
copy of the instrument herewith set out as appears on record
in the Court Clerk's Office of Tulsa County, Oklahoma, this

JUN 11 2018
By 
Deputy