

**HARTLEY LAW FIRM - TDA LITIGATION STATUS REPORT**  
**September 6, 2018**

Case Type	Plaintiff/Defendant	Case No.	Status
<b>Breach of Contract, Appointment of Receiver and Tort claims</b>	<b>TDA v. Carland Group, LLC; Cherokee Meadows, LP; Carland Properties, LLC and Omega Alpha Development, LLC</b>	<b>CJ-2017-4487</b>	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. Revised driveway plans received and submitted to TDA experts for review and opinion – <b>opinions received as request for additional detailed plans sent; Status conference with Judge Wall held on August 22<sup>nd</sup>; Second mediation session scheduled for September 7<sup>th</sup> with DRC in Tulsa.</b>
Declaratory Judgment	<i>North Star Mutual Insurance Company, Inc. v. Carland Group, TDA, et al.</i>	<i>18-cv-00035-CVE-JFJ</i>	TDA has filed its Corporate Disclosure Statement. Joint Status Report has been filed. Case remains pending.
Lien Foreclosure	Alpine Roofing, LLC v MGT Construction Management, East End Village, LLC; Larson Development; TDA and others	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	East End Village, LLC v. MGT Construction Management, Inc. et al	CJ-2015-2212	This case has been consolidated with CJ-2015-1898 case listed above. <b>East End Village (EEV) and MGT Construction have each filed dismissals (8-23-18) as to each other but have left the remaining subcontractors subject to the EEV claims;</b>
Breach of Contract and Lien Foreclosure Counterclaims	Sunbelt Fire Protection, Inc v. MGT Construction Management, Inc. et al	CJ-2016-1738	No new activity
Foreclosure	<i>Bank of Oklahoma v. Jessie L. Hardy, Roberta Hardy and TDA</i>	<i>CJ-2010-6967</i>	<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	<b>TDA motion for default judgment taken under advisement. No new activity</b>
Other	<b>Novus Homes (Wilkins)</b>	<b>CJ-2008-5713</b>	<ul style="list-style-type: none"> <li>- Arbitrator granted TDA's Motion for Summary Judgment on 10-5-17. District Judge denied Wilkins' Motion to Amend their claims.</li> <li>- 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.</li> <li>- Defendants Wilkins have filed an appeal of the Judgment. TDA has filed its initial appellate pleadings in response and will prepare a response brief upon receipt of Defendants' brief in chief.</li> </ul>
Other	<b>Novus Homes (Wilkins)</b>	<b>CV-2016-998</b>	<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"> <li>- Judge Pickerill has ruled 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.</li> <li>- Plaintiffs' Motion for attorney fees denied.</li> <li>- <b>Case remains pending with scheduling conference to be set upon application.</b></li> </ul>
Other	<b>Vanessa Hall-Harper et. al v. TDA</b>	<b>CV-2017-1049</b>	<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"> <li>- A protective order has been entered re personal information. Depositions of Plaintiffs were held on April 9<sup>th</sup>.</li> <li>- Scheduling Order entered May 4, 2018. Preliminary Witness and Exhibit Lists have been exchanged by June 31, 2018. <b>Discovery is ongoing – TDA has filed its response to Plaintiffs' discovery requests. Case remains pending.</b></li> </ul>
Declaratory Judgment	<b>UCAT v TDA</b>	<b>CV-2018-127</b>	<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"> <li>- <b>Mediation conducted on May 10<sup>th</sup>, 2018. TDA and UCT representatives reached a settlement of the pending litigation which has been finalized.</b></li> <li>- <b>Case pending until written settlement agreement is approved by the boards of the parties and an Order is filed</b></li> </ul>