

HARTLEY LAW FIRM - TDA LITIGATION STATUS REPORT
October 4, 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. Revised driveway plans received and submitted to TDA experts for review and opinion – opinions received as request for additional detailed plans sent; Status conference with Judge Wall held on August 22 nd ; Second mediation session scheduled for October 7th was continued at request of the 4 Cherokee Meadows residents and not reset at this time. - Additional detailed driveway plans received and reviewed by OTA expert and his report received and communicated to counsel for Defendants on 9-25-18. Status conference with Judge Wall scheduled for 10-18-18 at 9:30 a.m.
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. No new activity
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. No new activity
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. 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; No new activity
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>	CJ-2010-6967	No action in case since 11-14-13.
Breach of Contract	<i>TDA and Paula Recess v James Snyder d/b/a Gem Air Heating</i>	CS-2011-8418	TDA motion for default judgment taken under advisement. No new activity
Other	<i>Novus Homes (Wilkins)</i>	CJ-2008-5713	Judgment in the District Court case in favor of TDA has been granted. Order Confirming Arbitration Award and Entering Judgment filed June 11, 2018. - 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. No new activity – waiting on Defendants/Appellants to file their appeal brief.
Other	<i>Novus Homes (Wilkins)</i>	CV-2016-998	Filed by Wilkins seeking declaratory judgment that TDA violated open meeting act with regard to issuance of Block 44 - 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. - 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	Filed by Tulsa City Councilor Vanessa Hall-Harper (in her individual capacity) and others alleging violation of the Open Meeting Act. - A protective order has been entered re personal information. Scheduling Order entered May 4, 2018. Preliminary Witness and Exhibit Lists have been exchanged by June 31, 2018. - - Discovery is ongoing – TDA has filed its response to Plaintiffs' Second Discovery Requests. Case remains pending.
Declaratory Judgment	<i>UCAT v TDA</i>	CV-2018-127	Action for declaratory judgment filed by UCAT on February 2, 2018. Mediation conducted on May 10 th , 2018. TDA and UCT representatives reached a settlement of the pending litigation which has been finalized. - Written settlement agreement has approved by the boards of the parties and signed by Chairman of both. An Order is to be filed. TDA is in the process of obtaining a survey and preparing legal description of the land to be recovered by TDA.