

HARTLEY LAW FIRM - TDA LITIGATION STATUS REPORT
September 5, 2019

Case Type	Plaintiff/Defendant	Case No.	Status
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. Parties are to mediate by March of 2019. Counsel for Thalhimer has filed a Motion for Continuance requesting a 60 day extension for mediation due to possible insurance coverage for this matter. 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	Sunbelt Fire Protection, Inc v. MGT Construction Management, Inc. et al	CJ-2016-1738	No new activity
Declaratory Judgment	<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 - TDA General Counsel filed TDA's Motion for Summary Judgment on January 16, 2019. -Status conference was held on February 27, 2019. - Hearing on TDA Motion for Summary Judgment held on August 20, 2019. Motion denied on 8-28-19. - Case set for Scheduling Conference on September 5, 2019 at 1:30 p.m. Case remains pending.
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. - On 8-16-2019, the Oklahoma Court of Civil Appeals affirmed the Trial Court's judgment in favor of TDA. - The case has been decided in favor of TDA and will now be closed.

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 RFP.</p> <ul style="list-style-type: none"> - TDA Response to Plaintiff's Motion for Summary Judgment was filed on December 10, 2018. Reply to response filed 1-4-2019. - Judge Drummond has denied Plaintiff's (Wilkins) Motion for Partial Summary Judgment - Status Conference was held and a scheduling order was entered on May 6, 2019. - The Pretrial has been set for September 23, 2019. - Plaintiff has submitted its First Discovery Requests. TDA General Counsel and Special Counsel have prepared responses. - Case remains pending.
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