

**HARTLEY LAW FIRM - TDA LITIGATION STATUS REPORT**  
**October 3, 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.<br>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.<br><b>No new activity</b>   |
| 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>No new activity</b>   |
| Breach of Contract and Lien Foreclosure               | Sunbelt Fire Protection, Inc v. MGT Construction Management, Inc. et al                                      | CJ-2016-1738        | This case has been consolidated with CJ-2015-1898 case listed above. <b>No new activity</b>   |
| Declaratory Judgment                                  | <b><i>Vanessa Hall-Harper et. al v. TDA</i></b>  | <b>CV-2017-1049</b> | Filed by Tulsa City Councilor Vanessa Hall-Harper (in her individual capacity) and others alleging violation of the Open Meeting Act<br>- Hearing on TDA Motion for Summary Judgment held on August 20, 2019. Motion denied on 8-28-19.<br>- <b>Scheduling Conference held on September 5, 2019. Discovery cutoff is January 15, 2020. Pretrial Conference set for April 6, 2020 @ 10:30 a.m..</b><br>- <b>Case remains pending.</b>  |
| Other   | <b><i>Novus Homes (Wilkins)</i></b>  | <b>CV-2016-998</b>  | Filed by Wilkins seeking declaratory judgment that TDA violated open meeting act with regard to issuance of Block 44 RFP.<br>- TDA Response to Plaintiff's Motion for Summary Judgment was filed on December 10, 2018. Reply to response filed 1-4-2019.<br>- Judge Drummond has denied Plaintiff's (Wilkins) Motion for Partial Summary Judgment<br>- Status Conference was held and a scheduling order was entered on May 6, 2019.<br>- <b>Pretrial Conference held on September 5, 2019. Case set for non-jury trial on October 31<sup>st</sup> and November 1<sup>st</sup>, 2019 subject to witness availability.</b><br>- <b>Case remains pending.</b> |