7/15/2011 Scanned

IN THE CHANCERY COURT FOR DAVIDSON COUNTY, TENNESSEE

EQUITY TRUST COMPANY f/b/o EDWARD W. MEEK IRA

Plaintiff,

vs.

KAWESI BOATSWAIN, MARCUS FRAZIER, SUNTRUST BANK, C & F FINANCE COMPANY AND THEIR HEIRS, SUCCESSORS, PERSONAL REPRESENTATIVES AND ASSIGNS.

Defendants.

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JUL 8 - 2011
Dav. Co. Chancery Court
2011 JUL 13 PM 5:00

FO-4

Case No: 11-0195-II

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BILL GARRETT, Davidson County
Trans:T20110044599 ORDER
Recvd: 07/22/11 14:38 3 pgs
Fees:17.00 Taxes:0.00
20110722-0056470

DEFAULT JUDGMENT

The Motion of the Plaintiff, Equity Trust Company Custodian f/b/o Edward W. Meek IRA for a Default Judgment as to Defendants, Suntrust Bank and C & F Finance Company in this cause was made pursuant to TRCP 55 and was scheduled to be heard on Friday, July 8, 2011. It appears to the Court that the Complaint was filed with this court on February 11, 2011 and that title to the real property described at 253 37th Avenue North, Nashville, Davidson County, Tennessee 37209 (hereinafter the Property) was vested in Plaintiff pursuant to the Final Decree Confirming Sale of record in Instrument Number 20100407-0026143, Register's Office for Davidson County, Tennessee. It appears to this Court that the Defendants, SunTrust Bank and C & F Finance Company were each served by service of a copy of the summons and complaint on their respective registered agents for service of process on May 20, 2011. It also appears to this Court that no answer or other defense has been filed by the Defendants, SunTrust

Bank and C & F Finance Company nor has any response been timely filed or served on counsel for the Plaintiff. It is hereby

ORDERED, ADJUDGED AND DECREED that the Plaintiff in this action is entitled to a Default Judgment against the Defendants, SunTrust Bank and C & F Finance Company; and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that any persons claiming title to the real property known as 253 37th Avenue North, Nashville, Davidson County, Tennessee 37219 (hereinafter the Property) under the Defendants, SunTrust Bank and C & F Finance Company, except as set forth hereinbelow, are barred from claiming title to the Property; and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that any right, title or interest of Defendants, SunTrust Bank and C & F Finance Company in the real property described as follows:

> Land in Davidson County, Tennessee, being Lot No. 88, Shields New West, Nashville Plan, as shown on Plat book 57, Page 77, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a more complete and accurate legal description.
>
> Being the same property transferred to Kawesi Boatswain and Marcus Frazier by quitclaim deed from Kawesi Boatswain as record in the Register of Deeds office of Davidson County, Tennessee as document 20080206-0012556.

IT IS vested in the Plaintiff; and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the costs of this cause shall be taxed to the Defendants, SunTrust Bank and C & F Finance Company for which execution may issue if necessary.

ENTERED this _____ day of July, 2011.

CAROL L. MCCOY
CHANCELLOR

APPROVED FOR ENTRY:

ROBERT J. NOTESTINE III
Attorney for the Plaintiff,
Equity Trust Company
Custodian f/b/o Edward W. Meek IRA
BPR #12195
109 Kenner Avenue, Suite 201
Nashville, Tennessee 37205
(615) 297-1568, Ext. 11
(615) 297-2413 (fax)

I HEREBY CERTIFY THAT THIS IS A TRUE COPY
OF ORIGINAL INSTRUMENT FILED IN MY OFFICE,
THIS 15th DAY OF July 2011
CRISTI SCOTT, CLERK & MASTER
BY _____ DEPUTY

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Motion for Default Judgment, has been mailed, first class, U.S. Mail, to Suntrust Bank, c/o Susan S. Craft, 5350 Poplar Avenue, Suite 100, Memphis, Tennessee 38119 on this 8th day of July, 2011 and to Defendant, C & F Finance Company c/o Cheadle and Schnupp, PLLC 138 Chamberlain Blvd., Knoxville, TN 37920 on this 8th day of July, 2011. No service was made to the remaining Defendants as their whereabouts are unknown and they cannot be served.

Robert J. Notestine III