IN THE CHANCERY COURT OF DAVIDSON COUNTY, TENNESSEE

ASHLEY STOCKER)
and)
JANET STOCKER)
Plaintiffs,)
v.) Civil Action No: 11-940-I
SAND DOLLAR INDUSTRIES, LLC)
and)
ALLISON BENNETT)
Defendants.)

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BILL GARRETT, Davidson County
Trans:T20120010355 ORDER
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Fees:17.00 Taxes:0.00
20120210-0012077

ORDER DISSOLVING CONSTRUCTIVE TRUST, VESTING LEGAL TITLE TO TRUST PROPERTY IN PLAINTIFFS, DIVESTING DEFENDANTS OF ANY REMAINING LEGAL OR EQUITABLE INTERESTS IN TRUST PROPERTY, AND AWARDING MONETARY DAMAGES

This cause came before the Court on the 17th day of January, 2012, upon Plaintiffs' Motion to Dissolve Constructive Trust and Vest Legal Title to Trust Property in Beneficiaries, and Order Setting Damages Hearing. Defendants were properly served with copies of Plaintiff's Motion, and properly noticed of the hearing, yet failed to respond.

It appears to the Court that by Order dated October 14, 2011, this Court declared the interests of Defendants Sand Dollar Industries and Allison Bennett in certain real property to be that of trustees of a Constructive Trust for the benefit of Plaintiffs, Ashley and Janet Stocker.

It further appears to the Court that Defendants have failed, and continue to fail, to maintain said real property, and that equity and fairness require that Plaintiffs' interests in the property be protected by dissolving the Constructive Trust and ordering that clear legal title in the trust property be vested in Plaintiffs.

It is, therefore, ORDERED, ADJUDGED, and DECREED that the Constructive Trust declared by Order of this Court on October 14, 2011, in favor of Plaintiffs Ashley and Janet Stocker, beneficiaries, with Defendants Sand Dollar Industries, LLC and Allison Bennett as trustees thereof, is hereby DISSOLVED.

It is further ORDERED, ADJUDGED, and DECREED that legal title is hereby VESTED in Plaintiffs Ashley and Janet Stocker, husband and wife, as Tenants by the Entirety, subject to any liens or claims showing of record as of the date of entry of this Order, and that any remaining legal or equitable interests of Defendants Sand Dollar Industries, LLC and Allison Bennett are completely DIVESTED, as to the following real property:

Common Description: 1303 Pennock Avenue, Nashville, Tennessee

Legal Description: Land in Davidson County, Tennessee, being Lot No. 2 on the Plan of Highland Land Company's Subdivision, of record in Instrument NO. 20060127-0010918, Register's Office for said County, to which reference is hereby made for a more complete description.

It is further ORDERED, ADJUDGED, and DECREED that Plaintiffs Ashley and Janet Stocker shall have a monetary judgment against Defendants Sand Dollar Industries, LLC and Allison Bennett, jointly and severally, in the amount of Fifty-three Thousand Five Hundred Ninety-five and 08/100 dollars ($53,595.08), plus post-judgment interest at the statutory rate, for which execution may issue.

All other matters are reserved.

Entered this _____ day of _____, 20__.

CHANCELLOR

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF ORIGINAL INSTRUMENT FILED IN MY OFFICE.
THIS 9th DAY OF Dec 2012
CRISTI SCOTT, CLERK & MASTER
BY _____ DEPUTY

Approved for entry:

S. Madison Roberts, IV, #25062
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Attorney for the Plaintiffs

CERTIFICATE OF SERVICE UPON SUBMISSION

I hereby certify that the foregoing order has been served by first class mail, postage prepaid, mailed to Allison Bennett, both as Registered Agent for Sand Dollar Industries, LLC, and as a defendant, individually, 310 Cotton Lane, Franklin, Tennessee, 37069, on this 17th day of January, 2012.

S. Madison Roberts, IV, #25062