

IN THE CHANCERY COURT OF DAVIDSON COUNTY, TENNESSEE  
20<sup>TH</sup> JUDICIAL DISTRICT  
AT NASHVILLE  
PART III

STATE OF TENNESSEE, )  
*ex rel.* HODGEN MAINDA, solely in his )  
official capacity as Commissioner of )  
Commerce & Insurance, )  
 )  
Plaintiff, )

v. )

No. 14-102-III

GALILEE MEMORIAL GARDENS, )  
JM&M SERVICES, INC., )  
LAMBERT MEMORIAL CO., aka )  
LAMBERT MEMORIALS, INC. )  
LAMBERT & SONS, INC. )  
JEMAR LAMBERT, MARJE LAMBERT, )  
and MARY H. LAMBERT, and ALL )  
PERSONS ACTING IN CONCERT )  
WITH THEM, )  
 )  
Defendants. )

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*HL* ~~Proposed~~ Final Order of Discharge and Termination of the Case  
upon Receiver's Notice of Completion

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**NOTICE:** In accordance with this Court's **ORDER TERMINATING THE RECEIVERSHIP OF GALILEE MEMORIAL GARDENS, DIVESTING THE RECEIVER OF CEMETERY REAL PROPERTY, PROVIDING THAT CEMETERY BE MAINTAINED WITH IMPROVEMENT CARE TRUST FUND EARNINGS, PROVIDING FOR DISPOSITION OF RECORDS, AND DISCHARGING RECEIVER UPON FILING NOTICE OF COMPLETION** entered July 24, 2020 (the "July 24, 2020 Order"), Hodgen Mainda, Commissioner of the Department of Commerce & Insurance, serving as the statutory

Receiver of the Galilee Memorial Gardens cemetery, (the “Cemetery” or “Galilee”) solely in his official capacity, having succeeded in office to Julie Mix McPeak, the original Receiver herein, in her official capacity, and Carter Lawrence, who served as Interim Commissioner briefly following Commissioner McPeak in 2019 (the “Commissioner” or “Receiver”), hereby gives Notice and certifies completion through the signatures below, that the July 24, 2020 Order divesting the Commissioner as Receiver of title to the Cemetery parcel as set forth in Paragraphs 2.A and B of that Order has been recorded, and that the delivery of the Essential Galilee Records as required by Paragraph 3A of the July 24, 2020 Order has been accomplished, as follows:

On September 3, 2020, the certified copy of the entire July 24, 2020 Order, was recorded as Instrument # **20094418** with the Shelby County Register of Deeds in relation to all the property of Galilee Memorial Gardens, 12.547 acres, at 8283 Ellis Road, Assessor’s Parcel ID B0158 00132C.

On October 7, 2020, the Receiver and Special Deputy Receiver, Receivership Management, Inc., delivered a set of the Essential Galilee Records as set forth in Paragraph 3A of the July 24, 2020 Order, entitled “Establishing Publicly Accessible Essential Records re the Cemetery” to the Benjamin L. Hooks Central Library, History Department, Memphis Public Library, located at 3030 Poplar Avenue, Memphis, TN 38111, in paper as well as electronic form. An electronic copy has been delivered to the Burial Services Section of the Department of Commerce and Insurance, and a copy is posted and will be maintained for one year by link to the website of RMI where it will be posted so long as RMI is in business, placed at the Tennessee Attorney General’s Office website for Galilee filings of interest, currently located at: <https://www.tn.gov/attorneygeneral/working-for-tennessee/filings-of-interest/galilee-memorial-gardens.html>


### **FINAL ORDER OF DISCHARGE AND TERMINATION OF THE CASE**

Accordingly, based on the foregoing certifications and notice that the July 24, 2020 Order divesting the Commissioner as Receiver of title to the Cemetery parcel as recited therein has been recorded, and that the Receiver has delivered the Essential Galilee Records as required by paragraph 3A of the July 24, 2020 Order, the Court hereby FINDS that this action is eligible for closure;

WHEREFORE, the Court ORDERS:

- 1) that the receivership of Galilee Memorial Gardens Cemetery be and is hereby fully and finally TERMINATED,
- 2) that the Receiver and Special Deputy Receiver, along with their agents, staff and prior statutory receivers and special deputy receiver, are finally and fully DISCHARGED from all duties as Receiver of Galilee Memorial Gardens Cemetery;
- 3) and that the Commissioner/Petitioner shall pay outstanding court costs.
- 4) This is a Final Order.

IT IS SO ORDERED.

  
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ELLEN HOBBS LYLE  
CHANCELLOR, PART III

APPROVED FOR ENTRY:

s/Sarah Ann Hiestand  
Sarah Ann Hiestand (BPR #014217)  
Senior Ass't Attorney General, Financial Division  
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s/Robert E. Moore, Jr. by s/Sarah Ann Hiestand with permission

Robert E. Moore, Jr. (BPR #013600)

President, Receivership Management, Inc.

Special Deputy Receiver

Galilee Memorial Gardens

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Madison, TN 37115

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s/Jef Feibelman by s/Sarah Ann Hiestand with permission

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Special Counsel to the Receiver

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing proposed Final Order of Discharge and Termination of the Case upon Receiver's Notice of Completion has been transmitted by email to the following interested parties and attorneys requesting notice, or mailed 1<sup>st</sup> Class Postage prepaid as shown, this 16th day of October, 2020:

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Trustee of Trusts for Galilee Memorial Gardens

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Maintenance Entity for Galilee Memorial Gardens

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For City of Bartlett, requesting notice of proceedings

Jemar Lambert VIA MAIL TO LAMBERTS  
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Individual Defendants in Receivership case, pro se

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Defense Liaison for Funeral Homes in Shelby County Class cases

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Person requesting notice of proceedings.

s/Sarah Ann Hiestand  
Sarah Ann Hiestand