

**IN THE CHANCERY COURT FOR THE STATE OF TENNESSEE  
20TH JUDICIAL DISTRICT, DAVIDSON COUNTY**

**PART III – BUSINESS COURT DOCKET PILOT PROJECT**

|                      |   |            |
|----------------------|---|------------|
|                      | ) |            |
|                      | ) |            |
| <b>Plaintiff(s),</b> | ) |            |
|                      | ) |            |
| <b>VS.</b>           | ) | <b>No.</b> |
|                      | ) |            |
|                      | ) |            |
|                      | ) |            |
| <b>Defendant(s).</b> | ) |            |

**REQUEST FOR DESIGNATION TO THE BUSINESS COURT DOCKET**

[PARTY], through Counsel or self-represented, requests that the above styled Case filed on [INSERT DATE] in the Chancery Court of Davidson County be transferred by the Chief Justice of the Tennessee Supreme Court to the Business Court Docket.

Counsel or self-represented party, in good faith and based on information reasonably available, has completed and filed herewith the attached checklist certifying that the Case meets the eligibility criteria set forth in the Tennessee Supreme Court *Order Establishing the Davidson County Business Court Docket Pilot Project - Phase 2*.

\_\_\_\_\_  
Counsel or Self-represented Party

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**FOR BUSINESS COURT JUDGE USE ONLY**

I  Recommend  Decline to Recommend that this Case is eligible for transfer to the Business Court.

\_\_\_\_\_  
Signature of Business Court Judge

\_\_\_\_\_  
Date

## **REQUEST FOR DESIGNATION TO THE BUSINESS COURT CHECKLIST**

In certifying that this case meets the eligibility criteria for transfer to the Business Court Docket, please check below the applicable boxes. To be eligible, the case must fit within items 1 and 2, and one or more subsections of item 3.

- 1. This lawsuit was filed on or after May 1, 2017; and
- 2. Compensatory damages of at least \$250,000 are alleged, or this lawsuit seeks primarily injunctive or declaratory relief; and
- 3. This lawsuit:
  - Relates to the governance or internal affairs of businesses (i.e., corporations, limited liability companies, general partnerships, limited liability partnerships, sole proprietorships, professional associations, real estate investment trusts, and joint ventures), including the rights or obligations of shareholders, officers, directors, partners, and members, or the liability or indemnity of officers, directors, managers, trustees or partners.
  - involves claims of breach of fiduciary duty or statutory violations between businesses arising out of business transactions or relationships.
  - involves a commercial class action.
  - arises from technology licensing agreements, including software and biotechnology licensing agreements, or any agreement involving the licensing of any intellectual property right, including patent rights.
  - involves antitrust, trade secrets, trademark law, or securities-related actions.
  - involves claims that present sufficiently complex commercial issues that would have significant implications for the larger business community, including but not limited to cases with subject matter that technically would render the case “Excluded” pursuant to Section 2 of the Business Court Docket Eligibility Criteria, as recommended by the Business Court Judge and as determined within the discretion of the Chief Justice.

## **Instructions for Transferring Davidson County Chancery Court Cases To The Business Court**

1. Within 30 days of the date of service on a defendant of a complaint filed in Davidson County Chancery Court, any party may complete the form *Request For Designation* to the Business Court Docket (can be downloaded at <http://chanceryclerkandmaster.nashville.gov/>), with a copy served on all parties, and file it with the Davidson County Clerk and Master's Office at 1 Public Square, Suite 308, Nashville, TN 37201. The filing of the *Request* certifies that the case meets the eligibility criteria.
2. Once filed, the Davidson County Clerk and Master's Office delivers the *Request* to the Business Court Docket Judge who fills out the bottom portion of the *Request* and submits it to the Chief Justice of the Tennessee Supreme Court.
3. Upon receiving the *Request*, the Chief Justice shall determine whether a case meets the eligibility criteria and whether, in the discretion of the Chief Justice, the case is sufficiently complex to warrant transfer to the Business Court Docket. Upon making this determination, the Chief Justice shall issue an Order either transferring or denying transfer of the case to the Business Court Docket.
4. If the Chief Justice grants the *Request* and transfers the case to the Business Court Docket, the Davidson County Clerk and Master's Office designates the case as having been transferred to the Business Court Docket.