

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

PART III – BUSINESS COURT DOCKET PILOT PROJECT

IN RE: REQUEST FOR DESIGNATION)
TO THE BUSINESS COURT IN)
[INSERT STYLE OF CASE INCLUDING])
NAMES OF PARTIES, CASE NUMBER,)
AND COUNTY WHERE FILED] _____)

REQUEST FOR DESIGNATION TO THE BUSINESS COURT DOCKET

Counsel and self-represented parties (hereinafter referred to collectively as “Counsel”) request that the above referenced Case filed on **[INSERT DATE]** in **[INSERT COUNTY WHERE LAWSUIT ORIGINATED]** be transferred by the Chief Justice of the Tennessee Supreme Court to the Business Court Docket located in the Twentieth Judicial District, Davidson County, Tennessee.

Counsel agree and consent to waive venue in the above referenced case.

Counsel, in good faith and based on information reasonably available, have 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*.

Please check that a copy of the Complaint in the above referenced case is attached.

Signature of Counsel for Plaintiff(s)

E-Mail of Counsel for Plaintiff(s)

Signature of Counsel for Defendant(s)

E-Mail of Counsel for Defendant(s)

Signature of Counsel for Other Parties

E-Mail of Counsel for Other Parties

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 Docket Judge and as determined within the discretion of the Chief Justice.

**Instructions For Transferring Non-Davidson County Cases
To The Business Court**

1. Within 30 days of the date of service on a defendant of a complaint filed in a Tennessee county other than Davidson County, Counsel and self-represented parties (hereinafter referred to collectively as “Counsel”) may complete the form *Request For Designation* to the Business Court Docket (can be downloaded at <http://chanceryclerkandmaster.nashville.gov/>) and send it, along with a copy of the complaint, to the Davidson County Clerk and Master’s Office at 1 Public Square, Suite 308, Nashville, TN 37201. Email addresses of Counsel shall be included. The submission of the *Request* certifies that the case meets the eligibility criteria and that all parties have consented to waive venue.
2. Once received, the Davidson County Clerk and Master’s Office delivers the *Request* and complaint copy 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*, the Davidson County Clerk and Master’s Office shall open a file for the transferred case, enter the Chief Justice’s Order in the case file, and shall promptly send a copy of the Order to the clerk of the county in which the complaint was originally filed, and to Counsel. In such cases, the litigants shall pay the applicable transfer fee pursuant to Tennessee Code Annotated section 8-21-401. The Judge shall arrange with Counsel for copying of the case file and its filing with the Davidson County Clerk and Master’s Office.
5. If the *Request* is denied, the Chief Justice shall email the Order to Counsel.