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MAR 29 2007

IN THE CIRCUIT COURT FOR WILLIAMSON COUNTY  
TENNESSEE

CIRCUIT COURT

**COPY**

KENT AND REGINA SMITH, CHRIS AND )  
 BETH ANCONA, CLIFF AND LISA PETERS, )  
 DAVID AND JENNIFER MARTIN, EIDON )  
 AND SARA GORMSEN, BRANDON AND )  
 ELIZABETH HANNAH, THOMAS AND DONNA )  
 BASS, IVAN AND LINDA PEARSON, CHRIS )  
 AND APRIL HERBST, LUKE AND HEATHER )  
 HIGGINS, BLAKE AND RACHEL ZANONI, )  
 ROBERT AND CATHERINE ZANONI, )  
 LONZO AND TRACEY HERRON, GWEN )  
 SHAMBLIN, CRAIG AND LORI ROGOSHESKE, )  
 STEVE AND MARY MORNOUT, MICHAEL AND )  
 ERIN SHAMBLIN, BOB AND RUTH BELD, )  
 JEFF AND GINA GRAVES, DONALD FISCHER, )  
 JOEL AND CARRIE BELD, JOHN AND JEAN )  
 KURTZ, AL AND JAN VOORHIS, TEDD AND )  
 CANDACE ANGER, LARRY AND KAREN SIMS, )  
 RICH AND KELLY GADKE, DAVID AND )  
 CATHERINE RECTOR, MARCUS AND )  
 MARAYET FRANCIS, SANDY SHERIDAN, )  
 JAMES AND LISA HENRY, JOSEPH AND )  
 TERESA LANGSDON, GREG AND RENE )  
 MAXWELL, MARC AND THERESE JOST, )  
 ANDREW AND KERRY NISSAN, )  
 GEORGE AND KRISTY MCHANEY, )  
 Plaintiffs, )  
 VS )  
 ANONYMOUS BLOGGER AND )  
 RAFAEL MARTINEZ, )  
 Defendants. )

FILED 4/4/07  
 ENTERED BOOK \_\_\_\_\_ PAGE \_\_\_\_\_  
 DEBBIE McMILLAN BARRETT  
*aw*

Case No. 06648 ✓  
 JURY DEMAND

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**ORDER**

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THIS MATTER came on to be heard March 26, 2007, before the Honorable Jeff Bivins, upon Defendant Rafael Martinez's Motion to Dismiss, Plaintiffs' Response, the

pleadings, and statement of counsel, from all of which the Court finds that the Plaintiffs' Complaint does not sufficiently state a claim for defamation and that the Plaintiffs' Response for an Amendment to the Complaint is well taken, subject to Defendant Martinez's right to re-file his Motion to Dismiss.

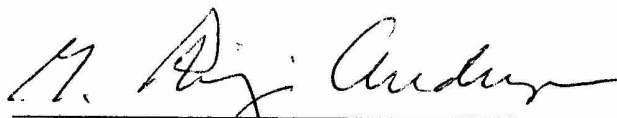
**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:**

1. The Plaintiff shall have fifteen (15) days from the date of entry of this Order in which to amend its Complaint.
2. Defendant Martinez may renew his Motion to Dismiss upon the Amended Complaint, if appropriate.

ENTERED this 4<sup>th</sup> day of April, 2007.

  
HONORABLE JEFF BIVINS

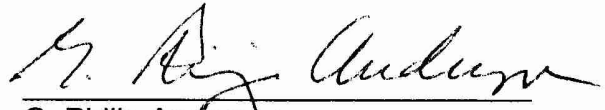
**APPROVED FOR ENTRY:**



G. Philip Anderson, BPR #3279  
Attorney for Defendant Rafael Martinez  
5409 Maryland Way  
Suite 105  
Brentwood, TN 37027  
615/377-9370

**CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the foregoing Order was sent, via U.S. Mail, postage prepaid, to Samuel J. Harris, attorney for the Plaintiffs, P.O. Box 689099, Franklin, Tennessee, 37068-9099, and by email to sjharrislaw@hotmail.com, this 27 day of March, 2007.

  
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G. Philip Anderson