

**IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE**

Bee DeSelm, et al.)	
)	
Appellants)	
)	
)	SC: E2006-00689-SC-RDM-CV
v.)	E2006-00681-SC-S10-CV
)	
)	
Timothy Hutchison, et al.)	
)	
Appellees)	

**Appellant's Filing Of T.R.A.P. 10(c) Parts Of Record
Necessitated For T.R.A.P. 10(b) Appeal From The Partial Standing
Ruling Of The Chancery Court On April 5, 2006**

1. Pursuant to T.R.A.P. 10(c), Appellants append copies of the record before the Chancery Court pertaining to standing.

2. The Chancery Court in its April 5, 2006 Order did not address standing asserted by these pleadings apparently because these pleadings were filed on the morning of the April 3, 2006 hearing and the Chancery Court limited its April 5, 2006 Order on pleadings that were filed prior to the 5:00 p.m. March 31, 2006 about face of the Election Commission to refuse to remove disqualified candidates from the May 2, 2006 ballot.

3. Each of these asserted grounds for standing were argued before the Chancery Court at the hearing on April 3, 2006.

4. Similar standing grounds had been asserted by Appellant DeSelm in her pleadings in July and August 2005.

5. While the Court of Appeals decision in *Bailey v. Shelby County* was the rule of law, on December 9, 2005, Appellant DeSelm by the attached pleading sought T.R.Civ.P. 54.02 final judgment on the Chancery Court's failure to disqualify itself and claims temporary injunction relief claims pertaining to the disqualification of the Knox County Sheriff and her *quo warranto* claims.

6. Because it was uncertain whether the Chancery Court intended its dismissal of Appellant's claims at to Defendant Hutchison to be final, because the Chancery Court had severed the remaining claims against Knox County Law Director Moyers, Appellate DeSelm also filed the attached notice of appeal on December 9, 2005.

7. On February 27, 2006 after the qualifying deadline of February 16, 2006 for a candidate to oppose the Chancellor for re-election in the Republican Primary, the Chancellor filed a Memorandum Opinion, denied T.R.Civ.P. 54.02 final judgment.

8. Because Plaintiff DeSelm was, at that time, outside the thirty day time limit of T.R.A.P. 9(b) for an appeal by permission, no appeal was available to her.

9. The Appeal in *Deselm v. Hutchison* remains pending before the Court of Appeals in case _____.

10. Copies of Plaintiff DeSelm's motion for T.R.Civ.P. 54.02 final judgment to appeal and the Chancery Court' ruling; T.R.A.P. Notice of Appeal as of right in CA: 2005-02836-COA-R3-CV; and the Court's Memorandum of February 27 are attached pursuant to T.R.A.P. 10(c).

WHEREFORE, Appellants submit these additional parts of the record pursuant to T.R.A.P. 10(c) necessary for determination of Appellants' supplemental T.R.A.P. 10(b) appeal.



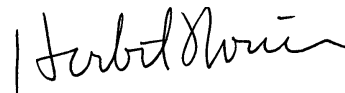
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CERTIFICATE OF SERVICE

A copy of the foregoing has been served on:

1. The Knox County Law Director;
2. Robert H. Watson, Jr., Attorney for Timothy Hutchison;
3. Jerold Becker, attorney for Michael E. Moyers;
4. James Murphy, attorney for the Knox County Election Commission;
5. Janet Kleinfelter, Senior Counsel, Tennessee Attorney General's Office, Attorney for Coordinator of Elections for the State of Tennessee;
6. The Knox County District Attorney General.



HERBERT S. MONCIER