

IN THE CHANCERY COURT FOR KNOX COUNTY, TENNESSEE

JOHN McELROY, II, )  
 )  
 Plaintiff, )  
 v. )  
 )  
 THOMAS STRICKLAND, et al., )  
 )  
 Defendants. )

No. 168933-2

**COPY**

BEE DESELM, et al., )  
 )  
 Plaintiffs, )  
 v. )  
 )  
 KNOX COUNTY COMMISSION, )  
 )  
 Defendants. )

No. 168904-3

ALFRED AKERMAN, et al., )  
 )  
 Plaintiffs, )  
 v. )  
 )  
 KNOX COUNTY COMMISSION, )  
 )  
 Defendants. )

No. 169712-1

INTERROGATORIES TO JURY

The jury is to answer each interrogatory by placing a check mark to the left of "Yes" or "No".

**I. Jury Interrogatories Pertaining to Deliberations or Decisions to Take the Action Specified in the January 19, 2007 Letter of 14 Commissioners.**

1. Did two or more Knox County Commissioners on or before January 19, 2007 decide or deliberate outside of a public meeting toward a decision to take the action set out in the January 19, 2007 letter?

Yes  No

2. If your answer to Interrogatory I. # 1. is "Yes", did two or more Knox County Commissioners who decided, or who deliberated toward that decision, provide adequate notice to the public of their intent to deliberate?

Yes  No

3. If your answer to Interrogatory I. # 1. is "Yes, did two or more Knox County Commissioners who decided, or who deliberated toward, promptly and fully report minutes of their deliberations?

Yes  No

4. If your answer to Interrogatory I. # 1. is "Yes", did the process by which those deliberations or decisions circumvent the intent, the spirit or requirements of the Open Meetings Act?

Yes  No

5. If your answer to Interrogatory I. # 1 is "Yes", was there, during a Knox County Commission meeting [at the January 22<sup>nd</sup> or 31<sup>st</sup> Commission meetings], a new and substantial reconsideration of the issues involved in which the public was afforded ample opportunity to know the facts and to be heard pertaining to the action taken in the January 19, 2007 letter?

Yes  No

**II. Jury Interrogatories Pertaining to Commission's Vote to Take the Action Specified in the January 19, 2007 Letter of 14 Commissioners.**

1. Was the decision in the January 19, 2007 letter made by a public vote, public ballot or public role call?

\_\_\_\_\_ Yes

\_\_\_\_\_ No 

2. If your answer to Interrogatory II. # 1 is "No", was there, during a Knox County Commission meeting [January 22nd or 31st] a new and substantial reconsideration of the issues involved in which the public was afforded ample opportunity to know the facts and to be heard pertaining to the action taken in the January 19, 2007 letter?

\_\_\_\_\_ Yes

\_\_\_\_\_ No 

**III. Jury Interrogatories Pertaining to Rules and Procedures for Nomination and Appointment of Officers After January 12, 2007 and Before January 31, 2007.**

1. Did two or more Commissioners decide or deliberate outside of a public meeting toward a decision for rules and procedures the Commission would follow to make nominations and appointments to Knox County offices at times other than during public meetings on January 16, 2007; January 22, 2007; and January 31, 2007?

Yes  No

2. If your answer to Interrogatory III. # 1. is "Yes", did the Knox County Commissioners who deliberated toward, or made, those decisions provide adequate notice to the public of their intent to deliberate or make decisions as to the rules and procedures the Commission would follow?

Yes  No

3. If your answer to Interrogatory III. # 1. is "Yes", did the Knox County Commissioners who deliberated toward, or made, those decisions promptly and fully report minutes of their deliberations?

Yes  No

4. If your answer to Interrogatory III. # 1. is "Yes", did the process by which deliberations toward or decisions made as to rules and procedures circumvent the intent, the spirit or requirements of the Open Meetings Act?

Yes  No

5. If your answer to Interrogatory III. # 1 is "Yes" was there, during the Knox County Commission meeting of January 22 or 31, 2007, a new and substantial reconsideration of the issues involved in which the public was afforded ample opportunity to know the facts and to be heard pertaining to the action taken in the January 19, 2007 letter?

Yes  No

**IV. Jury Interrogatories Pertaining to the Appointment of Officers Prior to the Beginning of the Meeting on January 31, 2007.**

1. Did two or more members of the Knox County Commission outside of a public meeting decide or deliberate toward a decision to appoint certain officers prior to the meeting of the Knox County Commission on January 31, 2007?

Yes  No

2. If your answer to Interrogatory IV. # 1. is "Yes", did the Knox County Commissioners who deliberated toward that decision provide adequate public notice to the public of their intent to deliberate?

Yes  No

3. If your answer to Interrogatory IV. # 1. is "Yes", did those Commissioners promptly and fully report minutes of their deliberations?

Yes  No

4. If your answer to Interrogatory IV. # 1. is "Yes", did the process by which deliberations for appointments to offices circumvent the intent, the spirit or requirements of the Open Meetings Act?

Yes  No

5. If your answer to Interrogatory IV. # 1 is "Yes" place a check mark to the left of the following offices you find two or more members of the Knox County Commission decided or deliberated toward a decision to appoint prior to the meeting of the Knox County Commission on January 31, 2007?

- J.J. Jones as Sheriff
- Billy Tindell as County Clerk
- Sherry Witt as Register of Deeds
- Fred Sisk as Trustee
- Josh Jordan, District 1, Seat A
- Charles Bolus, District 2, Seat B
- Richard Cate, District 4, Seat A
- Lee Trammel, District 4, Seat B
- Frank Leuthold, District 5, Seat C
- Sharon Cawood, District 6, Seat A
- Jack Huddleston, District 8, Seat B
- Tim Greene, District 9, Seat A

6. If your answer to Interrogatory IV. # 1 is "Yes", was there, during the Knox County Commission meeting of January 31, 2007, a new and substantial reconsideration of the issues involved in which the public was afforded ample opportunity to know the facts and to be heard with reference to each office you checked in Interrogatory IV, #5?

\_\_\_\_\_ Yes

No

**V. Jury Interrogatories Pertaining to the Appointment of Officers During Recesses During the Meeting on January 31, 2007.**

1. Did two or more members of the Knox County Commission decide or deliberate toward a decision to appoint certain officers during recesses of the meeting of the Knox County Commission on January 31, 2007?

Yes  No

2. If your answer to Interrogatory V. # 1. is "Yes", did the Knox County Commissioners who deliberated toward that decision provide adequate public notice to the public of there intent to deliberate during recesses?

Yes  No

3. If your answer to Interrogatory V. # 1. is "Yes", did those Commissioners promptly and fully report minutes of their deliberations during recesses?

Yes  No

4. If your answer to Interrogatory V. # 1. is "Yes", did the process by which deliberations for appointments to offices circumvent the intent, the spirit or requirements of the Open Meetings Act?

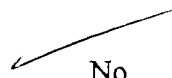
Yes  No

5. If your answer to Interrogatory V. # 1. is "Yes", place a check mark to the left of the following offices you find that two or more members of the Knox County Commission decided or deliberated toward a decision to appoint during recesses of the meeting of the Knox County Commission on January 31, 2007?

- J.J. Jones as Sheriff
- Billy Tindell as County Clerk
- Sherry Witt as Register of Deeds
- Fred Sisk as Trustee
- Josh Jordan, District 1, Seat A
- Charles Bolus, District 2, Seat B
- Richard Cate, District 4, Seat A
- Lee Trammel, District 4, Seat B
- Frank Leuthold, District 5, Seat C
- Sharon Cawood, District 6, Seat A
- Jack Huddleston, District 8, Seat B
- Tim Greene, District 9, Seat A

6. If your answer to Interrogatory V. # 1 is "Yes", was there, during the Knox County Commission meeting of January 31, 2007, a new and substantial reconsideration of the issues involved in which the public was afforded ample opportunity to know the facts and to be heard with reference to each office you checked in interrogatory V. # 5?

\_\_\_\_\_ Yes

\_\_\_\_\_ No 

**VI. Jury Interrogatories Pertaining to Amendments to the Agenda as to When Officers Were to be Sworn in to Take Their Seat.**

① Did two or more Commissioners decide or deliberate toward a decision to allow the Commissioner appointed for the Second Commission District Seat to be sworn and take his Seat at a time other than provided for by the agenda?

Yes  No

2. If your answer to Interrogatory VI. # 1. is "Yes", did the two or more Knox County Commissioners who deliberated toward, or made that decision, provide adequate public notice to the public of their intent to deliberate?

Yes  No

3. If your answer to Interrogatory VI. # 1. is "Yes", did the two or more Knox County Commissioners who deliberated toward, or made that decision, promptly and fully report minutes of their deliberations?

Yes  No

4. If your answer to Interrogatory VI. # 1. is "Yes", did the process by which deliberations by two or more Knox County Commissioners who deliberated toward, or made that decision, circumvent the intent, the spirit or requirements of the Open Meetings Act?

Yes  No

5. If your answer to Interrogatory VI. # 1 is "Yes", was there, during the Knox County Commission meeting of January 31, 2007, a new and substantial reconsideration of the issues involved in which the public was afforded ample opportunity to know the facts and to be heard with reference to the agenda for swearing in nominees?

Yes  No

\_\_\_\_\_  
JURY FOREPERSON

DATE: \_\_\_\_\_