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A PROFESSIONAL LIMITED LIABILITY COMPANY

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December 8, 2004

W.E. Davis, Clerk
Chancery Court of Desoto County
P.O. Box 949
Hernando, MS 38632

Re: *Whittington Paving Co., Inc. v. Traditional Remodeling
& Flooring, LLC, et al.;*
Desoto County Circuit Court;
Cause No. CV2003-0004RD

Dear Mr. Davis:

Please find enclosed for filing with your office a Release of Construction Lien. Also enclosed is our firm check in the amount of \$10.00 to cover the filing fee for the release.

Per my conversation with your office of last week, also enclosed is an attested copy of the Order of Dismissal entered in the above matter previously pending in the Circuit Court of Desoto County, Mississippi. You will note that on page 2 of the order, the Court directs that the order be filed in the record of construction liens and lis pendens in your office. For your information, the following are the construction liens released by the Court's order:

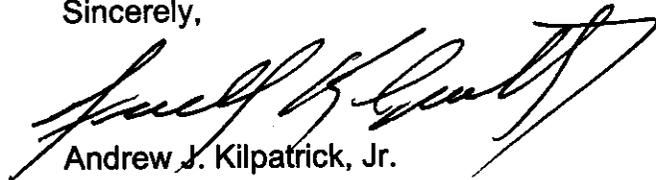
<u>Lien Clamant</u>	<u>Lien Book</u>	<u>Page</u>
W.A. Sanders Construction Company	11	168
Whittington Paving Co., Inc.	11	153
Choctaw Construction Co., Inc.	11	156
Roetker & Lawson, LLC	11	207
Jimmy Disalvo d/b/a Traditional Remodeling & Flooring, LLC	11	561

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We have enclosed our check in the amount of \$14.00 to cover the cost of filing of this document.

If there are any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Andrew J. Kilpatrick, Jr.", written in a cursive style.

Andrew J. Kilpatrick, Jr.

AJK:dmc

Enclosures

cc: Dr. Robert Tate and Karen Tate
Mary Lynn Damare', Esquire
Emily Wade Turner, Esq.
William P. Myers, Esq.

IN THE CIRCUIT COURT OF DESOTO COUNTY, MISSISSIPPI

WHITTINGTON PAVING CO., INC. and
CHOCTAW CONSTRUCTION CO., INC.,

PLAINTIFFS

VS.

CAUSE NO. CV2003-0004RD

TRADITIONAL REMODELING & FLOORING, LLC,
JIMMY DISALVO, Individually,
ALICE C. BLALOCK, Individually,
DR. ROBERT TATE AND KAREN TATE, Jointly,
COMMUNITY BANK, DESOTO COUNTY,
W.A. SANDERS CONSTRUCTION COMPANY, and
ROETKER & LAWSON, LLC,

DEFENDANTS

ORDER OF DISMISSAL

THIS CAUSE came having been scheduled for pretrial conference by order of this Court, and the Plaintiffs, Whittington Paving Co., Inc. and Choctaw Construction, Inc., by and through counsel, Mary Lynn Damare'; Jimmy Disalvo d/b/a Traditional Remodeling & Flooring, LLC and Jimmy Disalvo, individually, *pro se*; Dr. Robert Tate and Karen Tate, by and through counsel, Andrew Kilpatrick; Community Bank, by and through counsel, Emily Wade Turner; and, Roetker & Lawson, LLC, by and through counsel, Myers Graves, & Parker, PLLC, having announced to the Court that the parties have reached an agreement to resolve all issues in this case, and having entered into a written Settlement Agreement, the Court being advised in the presence of the parties having dictated the terms of the agreement into the record, the Court finds the agreement to be reasonable.



STATE OF MISSISSIPPI DESOTO COUNTY
CERTIFIED A TRUE COPY
DEC 06 2004
DALE K. THOMPSON, CIRCUIT CLERK
BY C. J. [Signature] D.C.

FILED 29th DAY OF NOV 2004
DALE K. THOMPSON, CIRCUIT CLERK
DESOTO COUNTY, MISSISSIPPI
MINUTE BOOK 188 PAGE 80-88

IT IS THEREFORE ORDERED AND ADJUDGED that this cause, including all claims and counterclaims by any of the parties against all other parties that have been brought in this lawsuit or could have been brought in this lawsuit or any claim arising out of the facts underlying this lawsuit, are dismissed with prejudice.

IT IS FURTHER ORDERED AND ADJUDGED that all liens filed by any of the parties to this action against the property of Dr. Robert Tate and Karen Tate described as 16.11 acres in the Southwest Quarter of Section 35, Township 1 South, Range 8 West, City of Horn Lake, DeSoto County, Mississippi be, and same are hereby cancelled and the Clerk of the Chancery Court of DeSoto County, Mississippi is hereby directed to so note said cancellation on records of construction liens and lis pendens in the land records of DeSoto County, Mississippi .

ORDERED AND ADJUDGED, this the 24 day of ^{Nov.}~~September~~, 2004, *nunc pro tunc* to August 20, 2004.


 GEORGE D. ~~READY~~, CIRCUIT JUDGE
 ROBERT P. CHAMBERLIN

AGREED:

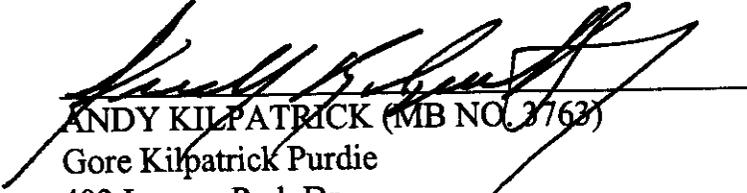


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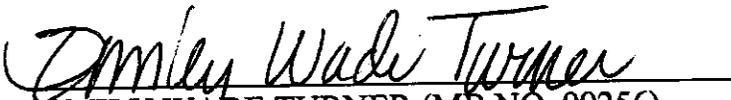
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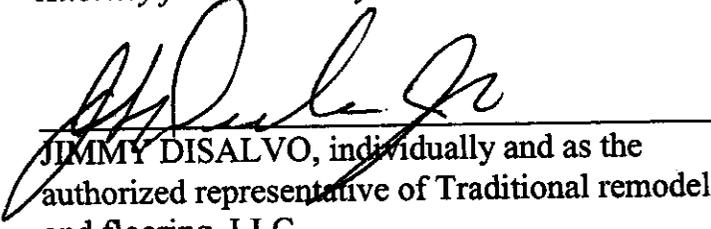
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JIMMY DISALVO, individually and as the
authorized representative of Traditional remodeling
and flooring, LLC
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Pro Se