

IN THE TENNESSEE SUPREME COURT  
AT NASHVILLE

PHIL BREDESEN, )  
Governor of the State of Tennessee, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
TENNESSEE JUDICIAL SELECTION )  
COMMISSION, )  
 )  
Defendant. )

No. \_\_\_\_\_

**MOTION FOR THE ASSUMPTION OF DIRECT APPELLATE JURISDICTION  
PURSUANT TO TENN. CODE ANN. 16-3-201 AND FOR ORDER SETTING  
EXPEDITED BRIEFING SCHEDULE**

Comes now George T. Lewis, hereafter "Lewis," and moves this Court to assume jurisdiction over the above-referenced cause of action pursuant to Tenn. Code Ann. § 16-3-201. As grounds for this Motion, Lewis would state and show unto this Court that the above-referenced matter is the subject of a final order granting the Plaintiff's Motion for Summary Judgment and denying the Cross-Motions for Summary Judgment of the Defendant and the intervening parties, J. Houston Gordon (hereinafter "Gordon") and George T. Lewis. This Order was entered on December 14, 2006. A Notice of Appeal, Motion for Stay, and Motion for Order Directing the Clerk to Expedite Preparation of the Technical Record in this cause has already been filed in the Chancery Court of Davidson County.

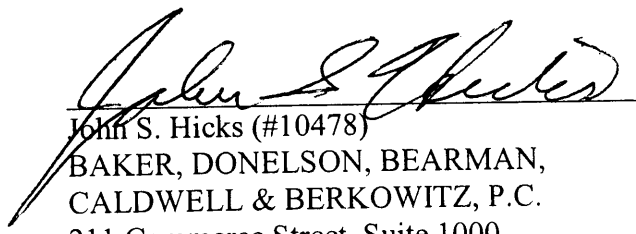
This case involves the resolution of issues arising from the need to fill a vacancy on the Tennessee Supreme Court. This Court has been without a full complement of five (5) judges since September 1, 2006. The issues surrounding the filling of this vacancy have been the

subject of numerous newspaper articles and stories in the electronic media. This case is of unusual public importance. This case will determine whether Lewis, Gordon, Judge William Koch, Judge D'Army Bailey, and possibly others will have the opportunity to be considered for appointment to this vacancy. This case also involves issues of state and federal constitutional law.

Accordingly, this case fits precisely the criteria listed in Tenn. Code Ann. § 16-3-201(d)(1) and (2), pursuant to which this Court may assume jurisdiction over an undecided case in which a Notice of Appeal has been filed. Lewis, therefore, requests that this Court exercise its "reach down" jurisdiction in this matter.

Lewis also requests an expedited briefing schedule in this case which would enable this Court to hear this matter in Nashville the first week in February. Lewis requests that his brief and Gordon's brief be due January 18, 2007, that the Governor's brief be due January 26, 2007, and that reply briefs be due February 2, 2007.

Respectfully submitted,



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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been served by the means indicated this 22nd day of December, 2006, to:

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and  
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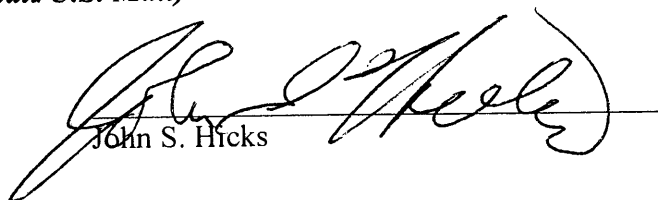
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