

**IN THE COURT OF APPEALS OF TENNESSEE
MIDDLE SECTION AT NASHVILLE**

ORLANDO RESIDENCE, LTD.,)
)
 Plaintiff,)
 VS.)
)
 NASHVILLE LODGING COMPANY,)
 NASHVILLE RESIDENCE)
 CORPORATION, KENNETH E. NELSON,)
 and METRIC PARTNERS GROWTH)
 SUITE INVESTORS, L.P.,)
)
 Defendants,)
)
 METRIC PARTNERS GROWTH)
 SUITE INVESTORS, L.P.,)
)
 Third-Party Plaintiff,)
)
 VS.)
)
 2300 ELM HILL PIKE, INC.,)
)
 Third-Party Defendant.)

Davidson Chancery
No. 92-3086-III

Appeal No.
01-A-01-9606-CH-00256

FILED

January 15, 1997

Cecil W. Crowson
Appellate Court Clerk

ORDER

The opinion of this Court filed on December 18, 1995, is modified by substituting the word “indemnity,” for the word “exoneration” in the first line of the fourth page and in the fourth paragraph of the thirteenth page of the said opinion and by removing the word “derivative” from the fourth paragraph on page 13 of said opinion.

Otherwise, the petition to rehear filed by Metric Partners Growth Suites Investors, L.P. is respectfully denied.

ENTER _____

HENRY F. TODD
PRESIDING JUDGE, MIDDLE SECTION

SAMUEL L. LEWIS, JUDGE

WILLIAM C. KOCH, JR., JUDGE

