

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

**CHARLES MONTAGUE,**

**Plaintiff/Appellant,**

**VS.**

**TENNESSEE DEPARTMENT OF  
CORRECTIONS,**

**Defendant/Appellee,**

) **Davidson Chancery**  
) **No. 96-3872-III**

) **Appeal No.**  
) **01A01-9711-CH-00667**

**FILED**

**June 12, 1998**

**Cecil W. Crowson  
Appellate Court Clerk**

**ORDER**

The appellant has filed a petition to rehear which has been examined and found to be without merit. It is therefore denied.

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HENRY F. TODD  
PRESIDING JUDGE, MIDDLE SECTION

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BEN H. CANTRELL, JUDGE

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WILLIAM C. KOCH, JR., JUDGE