IN THE TENNESSEE COURT OF THE JUDCIARY

IN RE:

THE HONORABLE JOHN A. BELL JUDGE, GENERAL SESSIONS COURT COCKE COUNTY, TENNESSEE

Docket No. M2009-02115-CJ-CJ-CJ

COMPLAINT OF DAVID PLEAU FILE NO. 08-3508

FILED
MAY 19 2010
Clerk of the Courts

## AMENDED ORDER

On May 18, 2010, Counsel for Judge Bell emailed a Motion for Expedited Discovery with a list of Interrogatories attached. In said Interrogatories, there is a request in questions #4 and #5 for information regarding past complaints with the Court of the Judiciary that dealt with excessive delay. This issue was omitted from the previous Order of May 14, 2010. This Court amends its prior Order by holding that evidence related to past complaints involving excessive delay is not relevant under Rule 401 of the Tennessee Rules of Evidence to the subject matter involved in this action, and as such, is not discoverable under Rule 26.02(1) of the Tennessee Rules of Civil Procedure. The motion for Expedited Discovery in regard to the information referred to above is denied.

IT IS SO ORDERED this \ \ \gamma \ day of \ \May\_, 2010.

Don R. Ash

Presiding Judge, Court of the Judiciary

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the foregoing has been delivered by U.S. mail to the following:

Joseph S. Daniel
Disciplinary Counsel
Patrick McHale
Assistant Disciplinary Counsel
503 North Maple Street
Murfreesboro, TN 37130

Gordon Ball
Ball & Scott Law Offices
Attorney for the Honorable John A. Bell
550 W. Main Street, Suite 601
Knoxville, TN 37902

On this the  $19^{+1}$  day of  $10^{-1}$ , 2010

Merry Peach Martin

Judicial Assistant to Judge Don R. Ash