

IN THE COURT OF APPEALS OF TENNESSEE
AT NASHVILLE
August 29, 2025

FILED

09/03/2025

Clerk of the
Appellate Courts

ANTHONY PARKER v. STAYSAIL PROPERTIES, LLC

**Appeal from the Circuit Court for Rutherford County
No. 82026 Darrell Scarlett, Judge**

No. M2024-01218-COA-R3-CV

This is an appeal from an order denying a motion for default judgment. Because the order does not resolve all of the claims between the parties, we dismiss the appeal for lack of a final judgment.

Tenn. R. App. P. 3 Appeal as of Right; Appeal Dismissed

FRANK G. CLEMENT, JR., P.J., M.S., W. NEAL MCBRAYER, and JEFFREY USMAN, JJ.

Anthony Parker, Murfreesboro, Tennessee, pro se.

Daniel Wesley Ames, Murfreesboro, Tennessee, for the appellee, Staysail Properties, LLC.

MEMORANDUM OPINION¹

The plaintiff, Anthony Parker, has filed a notice of appeal from an order denying his motion for default judgment. On August 27, 2025, Mr. Parker filed a motion asserting that the trial court clerk had failed to prepare and transmit the record within the time permitted by Tennessee Rule of Appellate Procedure 25(a). Upon review of the motion and the appellant's other filings, the Court has determined that the order appealed is not a final, appealable judgment.

A party is entitled to an appeal as of right only after the trial court has entered a final judgment. Tenn. R. App. P. 3(a). A final judgment is a judgment that resolves all the claims

¹ Under Tennessee Court of Appeals Rule 10, a case decided by memorandum opinion shall not be published and shall not be cited or relied on for any reason in any unrelated case.

between all the parties, “leaving nothing else for the trial court to do.” *In re Estate of Henderson*, 121 S.W.3d 643, 645 (Tenn. 2003) (quoting *State ex rel. McAllister v. Goode*, 968 S.W.2d 834, 840 (Tenn. Ct. App. 1997)). An order that adjudicates fewer than all the claims between all the parties is subject to revision at any time before the entry of a final judgment and is not appealable as of right. Tenn. R. App. P. 3(a); *In re Estate of Henderson*, 121 S.W.3d at 645.

The order denying Mr. Parker’s motion for default judgment is not a final judgment. It did not resolve any of Mr. Parker’s claims, and those claims remain pending. Thus, the order is not subject to an appeal as of right under Tennessee Rule of Appellate Procedure 3.

The appeal is hereby dismissed for lack of a final judgment. The dismissal is without prejudice to the filing of a new appeal once a final judgment has been entered. All pending motions are denied. The case is remanded to the trial court for further proceedings consistent with this opinion. Anthony Parker is taxed with the costs for which execution may issue.

PER CURIAM