

IN THE CHANCERY COURT FOR THE STATE OF TENNESSEE
TWENTIETH JUDICIAL DISTRICT, DAVIDSON COUNTY

FILED

2008 NOV 25 PM 4:55

ROSA A. QUINTEROS,)
)
 Plaintiff,)

CLERK & MASTER
DAVIDSON CO. CHANCERY CT.

vs.)

Case No. 08-2535-I

METROPOLITAN GOVERNMENT)
 OF NASHVILLE AND DAVIDSON)
 COUNTY and DAVIDSON COUNTY)
 ELECTION COMMISSION,)
)
 Defendants.)

CC&M

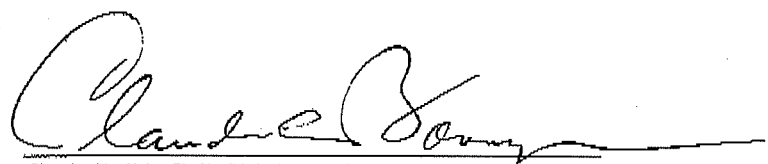
ORDER ALLOWING
PERMISSIVE INTERVENTION

The Defendant Metropolitan Government of Nashville and Davidson County (hereafter Metro) moved to join Eric Crafton as an indispensable party defendant and Mr. Crafton moved a short time later, to intervene in this action as a defendant. Mr. Crafton also seeks intervention on behalf of a corporation, Nashville English First, Inc., 12,000 signers of a petition for the referendum that is at issue in this lawsuit, and 400,000 registered voters in the county. The Court reserved a ruling on joinder, pending the December 3, 2008 hearing on its jurisdiction. After further study, the Court orders the intervention of Eric Crafton and Nashville English First, Inc. as additional defendants, so that these two parties may participate in the previously scheduled December 3, 2008 hearing on subject matter jurisdiction, ripeness and standing. The Court does not necessarily find that these added defendants may intervene as a matter of right. However, the Movants' claim or defense and the main action have a question of law or

fact in common. This intervention will not delay or prejudice the adjudication of the rights of the original parties. The original parties have stated that they either support or will not contest the joinder of Mr. Crafton, and a hearing is scheduled for December 3, 2008.

The Court recognizes that the intervening defendants have requested that their recently filed motion to dismiss be heard on December 3, 2008, but the Court will first address whether it has jurisdiction to proceed in this case at all. The defendants' motion to dismiss and the parties' other pending motions will not be heard on December 3 but will be scheduled on a later date.

The Court denies joinder of "12,222 registered voters" and "400,000 registered voters." The complaint does not seek certification as a class action. The proposed parties are so numerous that joinder is not feasible.


CLAUDIA C. BONNYMAN, CHANCELLOR
CHANCERY COURT, PART I

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