

COPY

IN THE TENNESSEE COURT OF THE JUDICIARY

**IN RE: THE HONORABLE JOHN A. BELL
JUDGE, GENERAL SESSIONS COURT
COCKE COUNTY, TENNESSEE**

DOCKET NO. M2008-00932-CJ-CJ-CJ

**Complainant: Dan Metcalf
File No. 06-2741**

MOTION FOR SUMMARY JUDGMENT

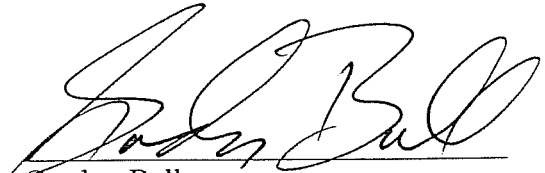
NOW INTO COURT comes the Honorable John A. Bell, Judge, General Sessions Court, Cocke County, Tennessee (“Judge Bell”), pursuant to Rule 56 of the Tennessee Rules of Civil Procedure, and moves this Court for summary judgment on all of the Formal Charges filed against him by Disciplinary Counsel. There are no genuine issues of material fact for trial on any of the four (4) counts listed in the Formal Charges and the undisputed material facts establish that each of the four (4) counts listed in the Formal Charges are without factual or legal merit, entitling Judge Bell to judgment in his favor as a matter of law.

In support of summary judgment, Judge Bell submits his supporting Statement of Undisputed Material Facts, with accompanying Affidavits and other exhibits: Exhibit 1 – Affidavit of Director of Court Services Jennifer Shelton; Exhibit 2 – Affidavit of Mayor Iliff McMahan; Exhibit 3 – Affidavit of County Attorney Fletcher Irvin; Exhibit 4 – Affidavit of Tommy Large; Exhibit 5 – Affidavit of Lucian T. Pera; Exhibit 6 – Pastor Steven J. Downard; and Exhibit 7 – Deposition of James T. LaRue.

A Memorandum of Law in support of this motion will be filed forthwith prior to the hearing on Judge Bell's Motion for Summary Judgment.

WHEREFORE, there are no genuine issues of material fact and Judge Bell is entitled to judgment as a matter of law on all four (4) of the counts listed in the Formal Charges.

Respectfully submitted, this 25th day of August, 2008.

A handwritten signature in black ink, appearing to read "Gordon Ball", written over a horizontal line.

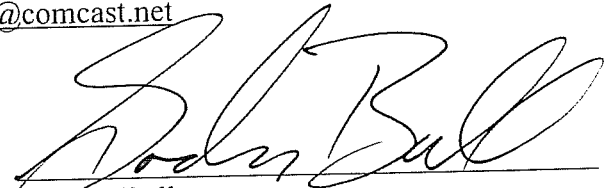
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CERTIFICATE OF SERVICE

A copy of the foregoing was served upon the following via Electronic Mail and U.S. Mail, first class postage prepaid:

Joseph S. Daniel
Disciplinary Counsel
503 North Maple Street
Murfreesboro, Tennessee 37130
tlawdaniel@comcast.net

This 25th day of August, 2008.



Gordon Ball