

October 15, 2019

VIA EMAIL AND REGULAR MAIL

The Honorable Scott S. Harris
Clerk, Supreme Court of the United States
One First Street, N.E.
Washington, D.C. 20543

Re: *Ritzen Group, Inc. v. Jackson Masonry, LLC No. 18-938*

Dear Mr. Harris:

Pursuant to Rule 32.3 of the Rules of this Court, counsel for Jackson Masonry, LLC respectfully requests permission to lodge the following documents with the Court that are referenced in Jackson Masonry, LLC's *Brief of Respondent*, dated October 4, 2019:

1. *Dismissal Order* entered by the Chancery Court for Davidson County, Tennessee in Case No. 14-1822-II.
2. *Complaint* filed by Jackson Masonry, LLC against Ritzen Group, Inc. in the Chancery Court for Davidson County, Tennessee in Case No. 18-486-IV.
3. *Final Order* entered by the Chancery Court for Davidson County, Tennessee in Case No. 18-486-IV.

On page 34-35 of the *Brief for Respondent*, Jackson Masonry, LLC cited the orders of the Chancery Court for Davidson County, Tennessee (a) dismissing the original lawsuit filed by Ritzen Group, Inc. against Jackson Masonry, LLC, which Ritzen Group, Inc. sought stay relief to continue pursuing, and (b) declaring a lien *lis pendens* recorded by Ritzen Group, Inc. against certain property of Jackson Masonry, LLC to be released as void and moot following the dismissal of the original lawsuit referenced herein.

Because these documents were not entered in the underlying bankruptcy case or with the United States District Court for the Middle District of Tennessee or the United States Court of Appeals for the Sixth Circuit, they are not included in the record on appeal. They provide, however, important context to the case, particularly related to Jackson Masonry's position that judicial economy favors affirmance of the Sixth Circuit decision. Specifically, the documents sought to be lodged demonstrate the inefficiencies that may arise from a party treating the denial of stay relief as interlocutory, which address the concerns raised by the Sixth Circuit and the consideration of the United States Supreme Court in *Bullard v. Blue Hills Bank*, 135 S.Ct. 1686 (2015). The documents sought to be lodged further support Jackson Masonry's position that Ritzen Group, Inc.'s requested relief is futile.

I therefore respectfully request permission to lodge these documents filed in, and orders entered by, the Chancery Court for Davidson County, Tennessee so that the Court can examine them if it so wishes. Pursuant to Rule 32.3, I will submit these documents with your permission and at your request.

Sincerely,

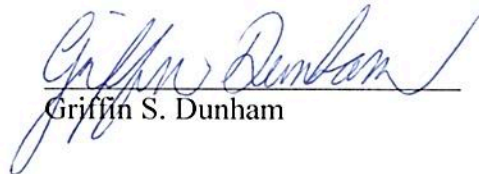


Griffin Dunham

CERTIFICATE OF SERVICE

I, Griffin Dunham, do hereby certify that, on this 15th day of October, 2019, I caused one copy of the foregoing letter requesting permission to lodge additional documents in the foregoing case to be served by first class mail, postage prepaid, and by email on the following parties:

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