

**IN THE CHANCERY COURT FOR THE STATE OF TENNESSEE
TWENTIETH JUDICIAL DISTRICT, DAVIDSON COUNTY PART III
AT NASHVILLE**

STATE OF TENNESSEE, *ex rel.*,)
JULIE MIX MCPEAK, Solely in her)
official capacity as Commissioner of)
Commerce and Insurance,)
)
Petitioner,)
)
VS.)
)
VICKIE L. RINGLEY, individually)
and d/b/a/ Hawkins County Memorial Gardens,)
)
Defendant.)

Case No. 14-1642-III

FILED
2015 MAY 27 PM 2:29
CLERK & MASTER
DAVIDSON COUNTY CHANCERY COURT
J.C. & M.

RECEIVER'S FIFTH REPORT FOR APRIL 2015

Pursuant to the Order entered December 2, 2014, Julie Mix McPeak, Commissioner of the Department of Commerce & Insurance, Receiver for Hawkins County Memorial Gardens, (hereafter referred to as HCMG) through her appointed Special Deputy Receiver, Receivership Management Inc., causes to be filed this monthly report and states to the Court as follows:

1. On February 3, 2015, Defendant Vickie Ringley was arrested on two counts of theft over \$60,000, two counts of money laundering, one count of forgery and seven counts of failure to follow cemetery regulations. Court records list 370 victims linked to the two theft charges. Defendant Ringley remains incarcerated on a \$200,000.00 bond. She has a report date of June 1, 2015 before Hawkins County Criminal Court Judge John Dugger. On April 30, 2015 a status conference was held, Judge Dugger assigned Ms. Ringley's case to the Third Judicial District Public Defender and set a trial date in October, 2015. The Receiver and Special Deputy Receiver continue to cooperate with the District Attorney for the Third Judicial District.

2. The Special Deputy Receiver has received 358 grave space ownership claims and he is currently working through those. Of the estimated 128 potentially double sold lots, seven (7) have been resolved as recording errors.

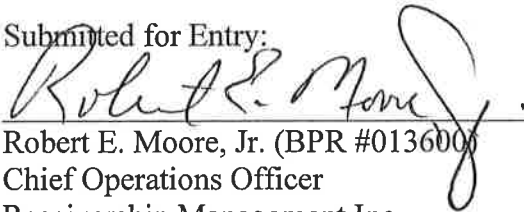
3. Analysis of the funds that should have been held in a pre-need services and merchandise trust account began during the month of January and was completed on May 13, 2015. As a starting point, it appears that \$41,348.79 should have been held in a pre-need services and merchandise account as of February 6, 1992 based on a report filed on April 13, 1992 with the Department of Commerce and Insurance by Bill Kinser and Defendant Vickie Ringley (under her maiden name Vickie Street). The Special Deputy Receiver reviewed all pre-need purchase records of HCMG that were held by the District Attorney General for the Third Judicial District. Based on this review we were able to calculate gross sales and gross trust amounts. We then deducted from the gross trust amounts those items which had been delivered. Where the records did not indicate this, on-site verification was made. The attached spreadsheet (Exhibit 1) contains the list of consumers for which Ms. Ringley received money and should have deposited funds into a trust account. The total amount that should have been deposited to a pre-need service and merchandise trust since 1992 based on the cemetery records is \$571,230.94. When the amount that should have been on deposit at February 6, 1992 is added (\$41,348.79) the total that should be in a pre-need services and merchandise trust account is \$612,579.73.

4. The Special Deputy Receiver published for bids to mow and trim the cemetery for the summer. Two bidders submitted bids: T&C Lawn Service and Longs Cemetery Services. The winning bidder was Longs Cemetery Services at \$600 per mow. When it was disclosed that the cemetery could only afford to be mowed 5 times this season, T&C withdrew its bid. In its earlier report, the Special Deputy Receiver indicated that a portion of the mowing costs should come from the Improvement Care Trust Fund. In performing an analysis of the pre-need merchandise and services sales, the Special Deputy Receiver also performed an analysis of sold cemetery lots. Based on gross lot sales of \$310,170.84 since 1992, under the statutory procedures for trust contributions for improvement care trusts, the HCMG improvement care trust should have a balance of \$61,984.17. It currently holds \$59,598.32. It is short \$2,385.85. The Special Deputy Receiver is currently discussing this situation with the Improvement Care Trust Fund trustee, Independence Trust Company of Franklin. Since a shortage exists, the trustee may not be in a position to make disbursements of net earnings. As this issue develops, we will apprise the Court.

5. Since taking possession, twenty-one (21) burials have occurred as of April 30, 2015 and the procedure has worked well. An interment log is being maintained by the Special Deputy Receiver. Mr. Moore maintains open lines of communication with all funeral homes in the area.

6. A claim on the theft coverage has been filed with Auto Owners Insurance. They are continuing to investigate this claim and have issued a reservation of rights letter.

Submitted for Entry:



Robert E. Moore, Jr. (BPR #013600)
Chief Operations Officer
Receivership Management Inc.
Special Deputy Receiver
Hawkins County Memorial
Gardens
783 Old Hickory Blvd., Suite 255
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(615) 370-0051 (phone)
(615) 373-4336 (fax)

Certificate of Service

I certify that a true and correct copy of the foregoing report was served by first-class U.S.

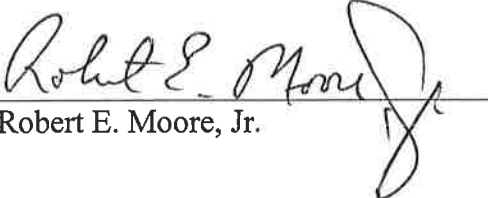
Mail, postage prepaid, upon:

Vickie Ringley
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This 26th day of May, 2015.


Robert E. Moore, Jr.