

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

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MAR 23 2010

DAV. CO. CHANCERY COURT

FILED  
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DAVIDSON CO. CHANCERY CT.  
D.C.R.H.

LESLIE A. NEWMAN, )  
Commissioner of the Tennessee )  
Department of Commerce and Insurance, )  
 )  
Petitioner, )

v. )

No. 10-507-III

SMART DATA SOLUTIONS, LLC, )  
a Tennessee limited liability company, )  
AMERICAN TRADE ASSOCIATION, )  
INC., an Indiana nonprofit corporation with )  
its principal place of business in Tennessee, )  
AMERICAN TRADE ASSOCIATION, )  
LLC, an Arkansas limited liability company, )  
SERVE AMERICA ASSURANCE, )  
a corporation with an unknown location, )  
BART S. POSEY, SR, an individual, )  
ANGIE POSEY, an individual, )  
OBED W. KIRKPATRICK, SR., )  
an individual, )  
LINDA KIRKPATRICK, an individual, )  
RICHARD H. BACHMAN, an individual, )  
KRISTY WRIGHT, an individual, )  
WILLIAM M. WORTHY, II an individual, )  
and )  
COLIN YOEUELL, an individual, )  
 )  
Respondents. )

ORDER SETTING HEARING

The Commissioner of the Tennessee Department of Commerce and Insurance filed a Verified Petition for Appointment of Receiver For Purposes of Liquidation of Respondents Smart Data Solutions, LLC, American Trade Association, Inc., American Trade Association, LLC, and Serve America Assurance, Conducting Unauthorized Insurance Company Business,

Immediate and Permanent Relief, Request for Expedited Hearing, and exhibits thereto, on March 23, 2010. It is hereby ordered that the hearing on this Petition shall be set for:

Tuesday, March 30, 2010 at ~~10:00 a.m.~~ <sup>1:30 p.</sup> in Part III of this Court.

The Respondents shall have until ~~close of the clerk and master's office~~ <sup>4:00 p.m.</sup> on Monday, March 29, 2010 to

file and serve on Petitioner's counsel any written response and supporting material that the

Respondents wish to have considered by the Court at the hearing.

**IT IS SO ORDERED.**

ENTERED THIS 23 DAY OF MARCH, 2010 AT 4:15 P.M.

Ellen Hobbs Lyle  
CHANCELLOR

**APPROVED FOR ENTRY:**

ROBERT E. COOPER, JR. (BPR 10934)  
Attorney General and Reporter

[Signature]  
SARAH A. HIESTAND (BPR 14217)  
Senior Counsel, Financial Division  
(615) 741-6035, fax (615) 532-8223

[Signature]  
LYNDSAY F. SANDERS (BPR 22849)  
Assistant Attorney General  
Law Enforcement and Special Prosecutions Division  
Office of Attorney General  
425 Fifth Avenue North, 2nd Floor  
P. O. Box 20207  
Nashville, TN 37202-0207  
(615) 741-4087

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Order Setting Hearing will be mailed upon issuance, by United States mail, to:

William L. Hendricks, Jr.  
Evans Petree, PC  
1661 International Place Drive, Suite 300  
Memphis, Tennessee 38120

901-474-6144, fax 901-374-7571

**Respondent Smart Data Solutions:**

Bart S. Posey, Sr.  
Owner, Smart Data Solutions, LLC  
and Smart Data Solutions, LLC,  
4676 Highway 41 North  
Springfield, Tennessee 37172

**Respondent American Trade Association, Inc.:**

American Trade Association, Inc.  
4676 Highway 41 North  
Springfield, Tennessee 37172

American Trade Association, Inc.  
400 Memorial Blvd.  
Springfield, Tennessee 37172

American Trade Association, Inc.  
c/o National Registered Agents, Inc.  
2300 Hillsboro Road, Suite 305  
Nashville, Tennessee 37212

Obed W. Kirkpatrick, Sr.  
President, American Trade Association, Inc.  
4676 Highway 41 North  
Springfield, Tennessee 37172

Obed W. Kirkpatrick, Sr.  
President, American Trade Association, Inc.  
400 Memorial Blvd.

Springfield, Tennessee 37172

**Respondent American Trade Association, LLC:**

American Trade Association, LLC  
c/o InCorp Services, Inc.  
455 West Maurice  
Hot Springs, Arkansas 71901

American Trade Association, LLC  
4676 Highway 41 North  
Springfield, Tennessee, 37172

Bart S. Posey, Sr.  
Owner, American Trade Association, LLC  
4676 Highway 41 North  
Springfield, Tennessee, 37172

**Respondent Serve America Assurance, Ltd.:**

Serve America Assurance, Ltd. Company  
117 Winding Oak Way  
Blythewood, South Carolina 29016

Serve America Assurance, Ltd.  
P.O. Box 5626  
Karachi-7400, Pakistan

Serve America Assurance, Ltd.  
c/o Beema Pakistan Company, Ltd.  
412-427 Muhammadi House  
I.I. Chundrigar Road, P.O. Box 5626  
Karachi-7400, Pakistan

**Individual Respondents:**

Obed W. Kirkpatrick, Sr. and  
Linda Kirkpatrick  
1705 Rocking Chair Place  
Franklin, TN 37067

Richard H. Bachman  
1600 Magpie Cove  
Austin, Texas 78746

Bart S. Posey, Sr. and  
Angie Posey  
3448 Forest Park Road  
Springfield, Tennessee 37172

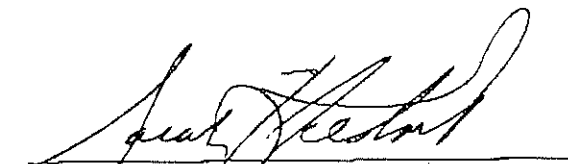
Kristy Wright  
117 Fieldstone  
Springfield, Tennessee 37172

William M. Worthy II  
P. O. Box 462  
Isle of Palms, South Carolina 29451

William M. Worthy II  
550 Palmetto Street  
Spartanburg, South Carolina 29302

Collin Youell  
1551 North Flagler Drive, #1116  
West Palm Beach, Florida 33401

this 23<sup>rd</sup> day of March, 2010

  
SARAH A. HESTAND, Senior Counsel