

# METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY

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## MEMORANDUM

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**TO:** Vice Mayor Angie Henderson  
Metropolitan Council

**FROM:** Allison Bussell, Associate Director of Law

**DATE:** January 17, 2025

**SUBJECT:** M.C.L. § 2.40.115; 2024 4th Quarter Report of Significant Litigation

**ATTACHMENT:** (1) 2024 4th Quarter Report of Significant Litigation: Damages Amount Specified  
(2) 2024 4th Quarter Report of Significant Litigation: Damages Amount Not Specified

1. The "2024 4th Quarter Report of Significant Litigation: Damages Amount Specified" lists new cases filed in this quarter in which the *ad damnum* clauses in the complaints request damages greater than \$300,000. (Attachment 1)

2. The "2024 4th Quarter Report of Significant Litigation: Damages Amount Not Specified" lists newly-identified cases in which potential liability is not necessarily limited to \$300,000 by a statutory cap. (Attachment 2)

3. Acronyms that may be used in the Attachment:

ADA: Americans With Disabilities Act, as amended, 42 U.S.C. §§ 12101, *et seq.*

FMLA: Family and Medical Leave Act, 29 U.S.C. §§ 2601, *et seq.*

IDEA: Individuals With Disabilities Education Act, 20 U.S.C. §§ 1400, *et seq.*

IIED: Intentional Infliction of Emotional Distress

NIED: Negligent Infliction of Emotional Distress

PLRA: Prison Litigation Reform Act, 28 U.S.C. § 1915, 42 U.S.C. § 1997e

RLUIPA:	Religious Land Use and Institutionalized Persons Act, 2 U.S.C. §§ 2000cc, <i>et seq.</i>
SEC. 504:	Section 504 of the Rehabilitation Act, 29 U.S.C. §§ 794, <i>et seq.</i>
STRUA:	Short-Term Rental Unit Act, Tenn. Code Ann. §§ 13-7-601, <i>et seq.</i>
TCPA:	Tennessee Consumer Protection Act, Tenn. Code Ann. § 47-18-101
TDA:	Tennessee Disability Act, Tenn. Code Ann. §§ 8-50-103, -104
TGTLA:	Tennessee Governmental Tort Liability Act, Tenn. Code Ann. §§ 29-20-101, <i>et seq.</i>
THRA:	Tennessee Human Rights Act, Tenn. Code Ann. §§ 4-21-101, <i>et seq.</i>
TITDA:	Tennessee Identity Theft Deterrence Act, Tenn. Code Ann. §§ 47-18-2101, <i>et seq.</i>
Title VI:	Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d, <i>et seq.</i>
Title VII:	Title VII of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000e, <i>et seq.</i>
Title IX:	Title IX, Education Amendments of 1972 to the Civil Rights Act of 1964, 20 U.S.C. §§ 1681, <i>et seq.</i>
TPPA:	Tennessee Public Protection Act, Tenn. Code Ann. § 50-1-304
TRFRA:	Tennessee Religious Freedom Restoration Act, Tenn. Code Ann. § 4-1-407

## ATTACHMENT 1

### 2024 4th Quarter Report of Significant Litigation: Damages Amount Specified

Case Name	Court	Docket #	Initial Demand
<i>Ludwig, Jillian (Deceased) B/N/F Ludwig, Matthew, et al. v. Metro Gov't</i>	Circuit Court - Sixth	24C2716	\$50,000,000.00
<p>Damages: Plaintiffs seek damages and allege negligence arising out of the shooting death of their daughter in Edgehill Community Memorial Gardens Park. Plaintiffs allege negligence against the Metropolitan Development Housing Authority for permitting the shooter to reside in MDHA property. Plaintiffs allege negligence against Metro arising from MNPd not responding for up to an hour after the shooting. Plaintiffs allege negligence against Belmont University for failing to warn Plaintiff of the dangerous neighborhood.</p>			
Plaintiff	Ludwig, Jessica		
Plaintiff	Ludwig, Matthew		
Defendant	Metropolitan Government of Nashville and Davidson County		
Defendant	Metro Nashville - Police Department		
Defendant	MDHA		
Defendant	Belmont University		
Defendant	Matthai, Jenny M.		
Defendant	Loftin, Michael		
Defendant	Wood, Mary Elizabeth		
Defendant	Taylor, Shaquille Latrelle		
Opposing Counsel	Griffith, D. Joe		
<i>Perez-Leslie, Ericka v. Metro Gov't d/b/a MNPHD</i>	U.S.Dist.Ct. M.D.Tenn.	3:24-CV-01370	\$1,000,000.00
<p>Damages: Plaintiff, a former Public Health Infrastructure Grants Director with MPHD, alleges Title VII race and sex-based discrimination, retaliation, and hostile work environment. Plaintiff further alleges FMLA interference and retaliation after she made complaints about workplace conditions.</p>			
Plaintiff	Perez-Leslie, Erika		
Defendant	Metropolitan Government of Nashville and Davidson County		
Defendant	Metro Nashville - Health Department		
Opposing Counsel	Winfrey, Brian C.		
<i>Ray, Passion v. MNPD, et al.</i>	U.S.Dist.Ct. M.D.Tenn.	3:24-cv-01250	\$400,000.00
<p>Damages: Plaintiff brings action against various government officials and departments, arising out of their decision not to arrest and prosecute an individual that Ray alleges committed crimes against her. Pro se complaint is largely indecipherable.</p>			
Plaintiff	Ray, Passion		
Plaintiff	Funk, Glenn R.		
Defendant	Metro Nashville - Police Department		
Defendant	Metro Nashville - District Attorney Office		
Opposing Counsel	Pro Se		

## ATTACHMENT 2

### 2024 4th Quarter Report of Significant Litigation: Damages Amount Not Specified

Case Name	Court	Docket #
<i>Pratt, Peyton v. Metro Gov't</i>	U.S.Dist.Ct. M.D.Tenn.	3:24-cv-01508
Damages: Plaintiff brings class action complaint alleging that Metro Ordinance BL2023-1690 establishing a stormwater capacity fee violates the unconstitutional conditions doctrine as applied under the Fifth and Fourteenth Amendments.		
Plaintiff	Pratt, Peyton	
Defendant	Metropolitan Government of Nashville and Davidson County	
Opposing Counsel	Beacon Center of Tennessee	
Opposing Counsel	Stormes, Ben	
Opposing Counsel	Fa, Wencong	