

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
NORTHERN DIVISION**

**ALYSSON MILLS, IN HER CAPACITY  
AS RECEIVER FOR ARTHUR LAMAR  
ADAMS AND MADISON TIMBER  
PROPERTIES, LLC**

**PLAINTIFF**

vs.

**CASE NO. 3:18-cv-866-CWR-FKB**

**BUTLER SNOW LLP; BUTLER SNOW  
ADVISORY SERVICES, LLC; MATT  
THORNTON; BAKER, DONELSON,  
BEARMAN, CALDWELL & BERKOWITZ  
PC; ALEXANDER SEAWRIGHT, LLC;  
BRENT ALEXANDER; and JON  
SEAWRIGHT**

**DEFENDANTS**

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**MOTION FOR SETTLEMENT CONFERENCE**

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Pursuant to Fed. R. Civ. P. 16(a)(5) and L.U. Civ. R. 16(g), Alexander Seawright, LLC (“Alexander Seawright”) and Brent Alexander (“Alexander”)<sup>1</sup> respectfully request that the Court order a settlement conference to be held before Magistrate Judge Keith Ball to facilitate settlement of the Receiver’s claims against them, and in support of this Motion<sup>2</sup> state as follows:

1. Alexander Seawright and Alexander have already produced to the Receiver all of the documents, correspondence, emails, text messages, and other information in their possession relevant to the Receiver’s claims in this action.

2. Although Alexander Seawright and Alexander have valid defenses to the Receiver’s claims, as set forth in their Motion to Dismiss (Dkt. No. 31) and in their Answer and

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<sup>1</sup> This action is stayed as to Jon Seawright due to his individual bankruptcy filing.

<sup>2</sup> Due to the non-dispositive nature of and relief sought in this Motion for Settlement Conference, the Alexander Seawright Defendants request that they not be required to file a memorandum brief in support.

Affirmative Defenses (Dkt. No. 33), they desire to negotiate with the Receiver in an attempt to settle and resolve her claims against them.

3. Alexander Seawright and Alexander have limited resources. If they are not able to promptly settle the Receiver's claims against them, they will be forced to continue to incur significant legal fees and expenses to defend the Receiver's claims, further dissipating their financial resources available to ultimately resolve the Receiver's claims through a later settlement or any judgment the Receiver may obtain as a result of a trial.

4. Undersigned counsel for Alexander Seawright and Alexander has communicated with the Receiver regarding the intent to file this Motion for Settlement Conference, and the Receiver does not take any position on the Motion.

ACCORDINGLY, Alexander Seawright and Alexander respectfully request that the Court enter an Order granting this Motion for Settlement Conference and ordering the Receiver, Alexander Seawright, and Alexander to participate in good faith in a settlement conference on the earliest possible date that is convenient for the Court and the parties. Alexander Seawright and Alexander request such other relief as the Court deems appropriate.

Dated: December 12, 2019.

Respectfully submitted,

**ALEXANDER SEAWRIGHT, LLC; BRENT  
ALEXANDER; and JON SEAWRIGHT**

By: /s/ R. David Kaufman  
One of Their Attorneys

OF COUNSEL:

R. David Kaufman (MSB #3526)  
Cody C. Bailey (MSB #103718)  
BRUNINI, GRANTHAM, GROWER & HEWES, PLLC  
The Pinnacle Building, Suite 100  
190 East Capitol Street (39201)  
Post Office Drawer 119  
Jackson, Mississippi 39205  
Telephone: (601) 948-3101  
Facsimile: (601) 960-6902  
dkaufman@brunini.com  
cbailey@brunini.com

**CERTIFICATE OF SERVICE**

I, R. David Kaufman, hereby certify that I have this day caused the foregoing pleading to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record and registered participants.

Dated: December 12, 2019.

/s/ R. David Kaufman  
R. DAVID KAUFMAN