

**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,

v.

BUTLER SNOW LLP et al.,

Defendants.

Case No. 3:18-cv-00866-CWR-FKB

Hon. Carlton W. Reeves

**BAKER DONELSON’S JOINDER IN THE ALEXANDER SEAWRIGHT
DEFENDANTS’ UNOPPOSED MOTION TO STAY**

Baker, Donelson, Bearman, Caldwell & Berkowitz P.C. (“Baker Donelson”) joins the Unopposed Motion to Stay filed by Alexander Seawright, LLC, Brent Alexander, and Jon Seawright (collectively, the “Alexander Seawright Defendants”), ECF No. 79, and respectfully requests the Court also stay this action as to Baker Donelson.

The Receiver’s claims against Baker Donelson center on the conduct of Alexander and Seawright. Any litigation of those claims will require discovery, testimony, and participation from Alexander and Seawright. They are the only Baker Donelson personnel named in the Amended Complaint, and their alleged conduct—which ran through their independent LLC—is the sole alleged connection between Madison Timber and the firm. But while the criminal indictment against them is pending, their participation in this action will be fraught. *See Thomas v. City of Benoit, Miss.*, 2018 WL 5284615 (N.D. Miss. Oct. 24, 2018); *see also* Alexander Seawright Defs.’ Mem. of Law, ECF No. 80 (collecting authority). Alexander and Seawright would be forced to choose between forgoing their Fifth Amendment rights and jeopardizing their defense in this action. The Court would be burdened by adjudicating those Fifth Amendment

issues and managing fragmented discovery in this case. The Receiver appears to recognize the burden that proceeding in that manner would impose on the parties and the Court: She does not oppose the Alexander Seawright Defendant's motion to stay the proceedings, and she does not oppose Baker Donelson's joinder in that request.

Because the Receiver's lawsuit against Baker Donelson is predicated on the conduct of Alexander and Seawright, a stay of this case against Baker Donelson is warranted pending resolution of the criminal proceeding against Alexander and Seawright.

Dated this 10th day of June, 2021

Respectfully submitted,

**BAKER, DONELSON, BEARMAN,
CALDWELL & BERKOWITZ PC**

/s/ Craig D. Singer

Michael W. Ulmer (MSB #5760)
James J. Crongeyer, Jr. (MSB #10536)
WATKINS & EAGER PLLC
400 East Capitol Street, Suite 300 (39201)
Post Office Box 650
Jackson, MS 39205
Tel.: (601) 965-1900
Fax: (601) 965-1901
Email: mulmer@watkinseager.com

Craig D. Singer (*pro hac vice*)
Benjamin W. Graham (*pro hac vice*)
WILLIAMS & CONNOLLY LLP
725 Twelfth Street, N.W.
Washington, DC 20005
Tel.: (202) 434-5000
Fax: (202) 434-5029
Email: csinger@wc.com

*Counsel for Defendant Baker, Donelson,
Bearman, Caldwell & Berkowitz PC*

CERTIFICATE OF SERVICE

I hereby certify that on June 10, 2021, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

/s/ Craig D. Singer
Craig D. Singer