

APPENDIX

WRIT

EXHIBITS

EXHIBIT #1

<TOTAL OF 10 pages>

FRANCIS J. SAVARIRAYAN, M.D.

(Pronounced as 'Sava Ryan')

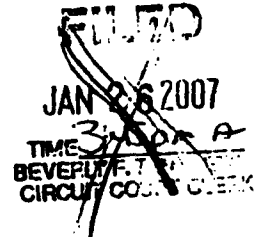
169 Radio Lane

Sparta, TN 38583

Telephone: 931-739-1010

Cell: 931-510-3965

Email: savariray@aol.com



Education:

Medical Degree-MBBS (M.D.)

Christian Medical College

Vellore, Tamil Nadu, India

Post Graduate Training:

Residency – Surgery

Westminster Hospital

London, Ontario, Canada

Chief Residency – Urology

Boston University Medical Center

Boston, Massachusetts

Residency – Urology

Lahey-Hitchcock Clinic

Boston, Massachusetts

Residency – General Surgery

Charlton Memorial Hospital, Inc.

Fall River, Massachusetts

Internship (rotating)

Lawrence Memorial Hospital

New London, Connecticut

Professional:

Active Staff (On Leave)

White County Community Hospital

Sparta, Tennessee

Active Staff & Member, Executive Committee

Keweenaw Memorial Hospital

Laurium, Michigan 49913

Locum Tenens – Urology
Altru Health Systems
Grand Fork, North Dakota

Chief of Urology
VA Medical Center
Tuskegee, Alabama

Staff Urologist
St. Francis Hospital
Grand Island, Nebraska

Active Staff
St. Bernard Hospital
Chicago, Illinois

Attending Staff
Jackson Park Hospital
Chicago, Illinois

Chief of Urology
VA Medical Center
Danville, Illinois

Attending Staff – Urologis
Fogarty Memorial Hospita
Woonsocket, Rhode Islanc

Chief of Urology & Admi
St. Martin's Hospital
Ramnad, South India

Certification & Licensure:

Certified, American Board
Illinois Medical License #
Michigan Medical Licens
Nebraska Medical Licens
North Dakota Medical Lic
State of Washington, Lic

FRANCIS J. SAVARIRAYAN, M.D.
(Pronounced as 'Sava Ryan')
169 Radio Lane
Sparta, TN 38583
Telephone: 931-739-1010
Cell: 931-510-3965
Email: savariray@aol.com

Education:

Medical Degree-MBBS (M.D.)
Christian Medical College
Vellore, Tamil Nadu, India

Post Graduate Training:

Residency – Surgery
Westminster Hospital
London, Ontario, Canada

Chief Residency – Urology
Boston University Medical Center
Boston, Massachusetts

Residency – Urology
Lahay-Hitchcock Clinic
Boston, Massachusetts

Residency – General Surgery
Charlton Memorial Hospital, Inc.
Fall River, Massachusetts

Internship (rotating)
Lawrence Memorial Hospital
New London, Connecticut

Professional:

Active Staff (On Leave)
White County Community Hospital
Sparta, Tennessee

Active Staff & Member, Executive Com
Keeneaw Memorial Hospital

L - 3

State of Tennessee: #MD 37195 (Inactive)
DEA Certified, #BS5850094 (active)

Memberships:

American Medical Association, (past)
Fellow, International College of Surgeons and
Regent for the State of Michigan

Publications:

- : Uremia-its management with presentation of cases F.S. "Antiseptic"
- : Allergy: Newer Concepts in Diagnosis and Treatment, F.S. &
- : A.L. Patt MD Journal of the C.M.A.I.,
- : Syncope following Uretero-sigmoidostomy, F.S. & G. Dixey M.D.,
- : "Journal of Urology"
- : Pediatric Post-Operative Care in A Community Hospital, F.S., "Journal of the C.M.A.I."
- : My original work and my name referenced in Campbell's Textbook of Urology, Vol 3

Awards & Honors:

- : 1. American Medical Association's Physician Recognition Award
- : 2. Fellow & Regent for the State of Michigan, -, International College of Surgeons
- : 3. Member (past) Bio-Laser Institute, Chicago, IL
- : 4. Biographical sketch in: Marquis 'Who's Who in Medicine & in Who's Who among outstanding Americans-US Registry Publication.

Military Service

: Major-US Air Force/R (Honorable Discharge)

Other Interests : Medical Journalism, teaching, Social work through Church Organizations, tennis, jogging and weight training.



#1-4

John R. McCauley, M.D., F.A.C.S.
Valorie McCauley, RNC

435 Sewell Rd Suite B • Sparta TN 38583

(931) 738-9

July 28, 2003

Re: Francis J. Savarirayan, M.D.

Dear Sir or Madam:

The above named physician is applying to your institution for urologic privileges.

Although I have not known Dr. Savarirayan for a long period of time, my association with him here at White County Community Hospital has assured me that he is a competent urologist and very capable in this field. In cases that I have been associated with him, he has proven himself to be technically capable and competent.

I have no reservations in recommending him for privileges at your institution.

Sincerely,

John R. McCauley, M.D.

JM/tp
R: 7/25/03
T: 7/28/03

4a

KEWEENAW MEMORIAL HEALTH CENTER

205 Osceola Street • Laurium, Michigan 49913-2199
110 Cahomet Street • Lake Linden, Michigan 49945-1308

UPPER LEVEL

906-337-4500
906-337-4502 fax

FAMILY PRACTICE

Olin Lamb, MD
Sean Walsh, MD, ABFP
Jo Foley, PA-C

**FAMILY PRACTICE
GERIATRICS**

Jerry W. Lucas, MD, ABFP
Thomas M. McConnon, MD, ABFP

GENERAL SURGERY

Timothy C. Nelson, MD

OB/GYN

**REPRODUCTIVE
ENDOCRINOLOGY**

Steven Woodworth, MD

OPERATIONS MANAGER

Sylvia W. Russell, MS, MT(ASCP)
906-337-4577

GROUND LEVEL

906-337-4500
906-337-4502 fax

FAMILY PRACTICE

Bonnie Hoffman, MD, ABFP
Teresa C. Fluhmeyer, DO
Dennis M. Paul, FNP

PEDIATRICS

James R. Black, MD, FAAP

UROLOGY

Francis J. Savarirayan, MD, DABU, FICS

DIRECTOR, HEALTH PROGRAMS

Kenneth E. Howe, MD, MPH
906-337-4500

June 27, 2001

To Whom It May Concern

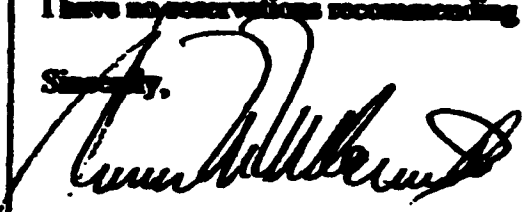
Re: Francis Savarirayan, MD

Dear Sir or Madam:

It is my pleasure to recommend to you Dr. Francis Savarirayan of urologist at your institution. He has been a member in our medical staff since August of 2000. He has been pro consultations, easily accessible, thorough and complete attendance at medical staff meetings.

I have no reservations recommending him for your fac

Sincerely,



Thomas M. McConnon, MD

TMM:jdj

5a

JM/p
R: 7/25/03
T: 7/28/03

1-6

White County Medical Associates

457 Vista Dr.
Sparta, TN 38583
Tel: (931) 738-4595
Fax: (931) 738-4596

*Meet
with
Gastroenterology on
Bill C. Jones, M.D.,
Inter.
Linda Stever,
Family Nurse*


August 25, 2003

Frances Saverirayan M.D.

Dear Sir or Madam:

I have known Dr. Saverirayan since his arrival in Sparta approximately four months ago. During that time, I have consulted Dr. Saverirayan several times for urologic/medical management of patients. I have always found Dr. Saverirayan to conduct himself in a professional manner and he appears to have good medical knowledge and provided excellent care. In my interactions with Dr. Saverirayan I have always found him to be pleasant and conduct himself in a professional manner. I do not hesitate in making recommendations for urological consults with Dr. Saverirayan and recommend him for medical staff privileges

Sincerely,


Billy C. Jones, D. O.
White County Medical Associates
Sparta, TN

BJ/tp: Received: 8/25/03 Typed: 8/26/03 Returned: 8/26/03

6a

41-7

DONALD E. HOARD, M.D., F.C.
GENERAL UROLOGIST, INFERTILITY AND FERTILITY
2315 EAST 93RD STREET
SUITE 239
CHICAGO, ILLINOIS 60617
TELEPHONE (773) 731-7400
FAX (773) 731-7488

March 24, 1998


RE: FRANCIS J. SAVARIRAYAN, M.D.

To Whom It May Concern:

Dear Sir:

I am writing this letter of recommendation regarding Dr. Savarirayan, whom I have known for eleven years, and who has been affiliated with the VA Medical Center as Chief, Section of Urology. I have known him to be a very good urological clinician. Dr. Savarirayan is well respected by both his patients and his colleagues. I strongly recommend Dr. Savarirayan without reservation.

Sincerely,



Donald E. Hoard, M.D.

DEH:dw ;

Ja

DAVID B. STEARNS, M.D.
418 MARLBOROUGH STREET
BOSTON, MASS. 02115

REMOVAL 6-8262

May 27, 1968

To Whom It May Concern:

I wish to recommend to you Doctor Francis J. Savarirayan who is completing the Residency training course in Urology of the Boston University Medical Center. I have had the opportunity to observe him closely and he has proven himself to be conscientious in his work, very considerate in his handling of patients and has shown unusual technical skill and promise in the surgical aspects of Urology. It has been a pleasure to work with him because of his complete knowledge of each patient. He has shown good judgment and this is such an important aspect of a surgeon. There is no need for me to repeat the extent of his previous training. I am sure that he will cover that in his curriculum vitae.

I recommend him without qualification and particularly to a teaching post because the students who had the opportunity to be taught by him gave high praise to his teaching ability.

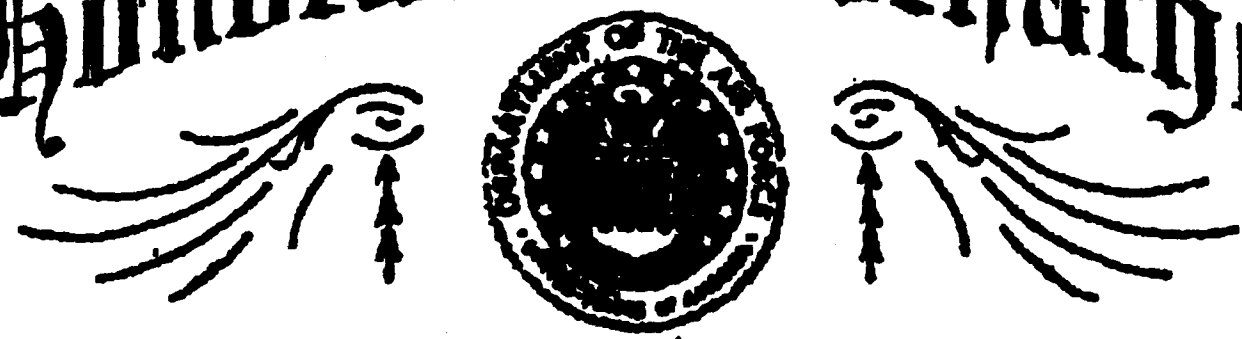
Sincerely yours,


David B. Stearns, M.D.

Professor of Clinical Urology, Emeritus
Boston University School of Medicine

DSS:JC

Honorable Discharge



from the Armed Forces of the United States of America

This is to certify that

FRANCIS J SAVARIRAYAN 065584740 MAJ USAF

was Honorably Discharged from the

United States Air Force

on the 23RD *day of* AUGUST 1992 *This certificate is awarded*
as a testimonial of Honest and Faithful Service

James H. White

JAMES H. WHITE, Colonel, USAF
Commander
Air Reserve Personnel Center

OFF BE

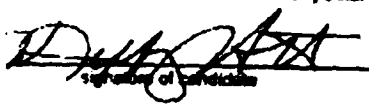
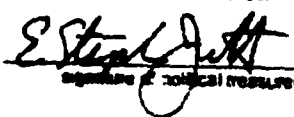
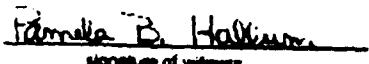

THIS IS AN IMPORTANT RECORD - SAFEGUARD IT

<Total of (pages) / EXHIBIT # 21

CAMPAIGN FINANCIAL DISCLOSURE STATEMENT

For State and Local Candidates
For Single Candidate Committees

Local Judicial Comm
187

1. DATE OF REPORT April 7, 2006		2a. NAME OF CANDIDATE OR COMMITTEE Campaign for Jeff Hollingsworth					
2b. IF COMMITTEE, NAME OF CANDIDATE W. Jeffrey Hollingsworth			3. ELECTION DATE May 2, 2006				
4a. CAMPAIGN ADDRESS AND PHONE Street or Rural Route City State Zip Code Phone 1000 Tallan Bldg., Two Union Sq., Chattanooga TN 37402 757-0229							
4b. CANDIDATE'S HOME ADDRESS (if different than 4.a.) Street or Rural Route City State Zip Code Phone 407 Tennessee Avenue Signal Mountain TN 37377 886-6346							
5. OFFICE SOUGHT (include district number, if applicable) Circuit Judge, Division II			6. NAME OF POLITICAL TREASURER (may be candidate) E. Stephen Jett				
7. CATEGORY OF REPORT (Check one) <input checked="" type="checkbox"/> FIRST QUARTER <input type="checkbox"/> SECOND QUARTER <input type="checkbox"/> THIRD QUARTER <input type="checkbox"/> FOURTH QUARTER <input type="checkbox"/> PRE-PRIMARY <input type="checkbox"/> PRE-GENERAL <input type="checkbox"/> MID-YEAR SUPPLEMENTAL <input type="checkbox"/> YEAR-END SUPPLEMENTAL							
8a. BEGINNING DATE OF REPORTING PERIOD 01/01/2006			8b. ENDING DATE OF REPORTING PERIOD 03/31/2006				
9. (Check one) a. <input type="checkbox"/> This campaign is exempt from detailed disclosure because contributions (including in-kind) received total \$1,000 or less AND expenditures total \$1,000 or less for this reporting period. (Complete items 12a, 12b and 12c.) b. <input checked="" type="checkbox"/> This campaign is required to file a detailed financial disclosure because contributions (including in-kind) received total more than \$1,000 and/or expenditures total more than \$1,000 for this reporting period.							
10. I/we do solemnly swear or affirm that the information contained in this campaign financial disclosure report is true and that this report is an accurate accounting of campaign contributions and expenditures required to be reported by the candidate committee by the Campaign Financial Disclosure Act. Additionally, I/we swear or affirm that no campaign contributions have been expended for the personal financial benefit of the candidate or for any other nonpolitical purpose as defined by the federal internal revenue code.							
 signature of candidate		04-07-06 date		 signature of political treasurer		4/7/06 date	
11. WITNESS SIGNATURE							
 signature of witness		4/7/06 date		 signature of witness		4/7/06 date	
12. SUMMARY							
a. BALANCE ON HAND LAST REPORT	 \$ 0.00					
b. TOTAL RECEIPTS THIS PERIOD	 \$ 31,800.00					
c. TOTAL DISBURSEMENTS THIS PERIOD	 \$ 5,674.54					
d. BALANCE ON HAND (12.a. plus 12.b. minus 12.c.)	 \$ 26,125.46					
e. TOTAL LOANS OUTSTANDING	 \$ 0.00					
f. TOTAL OBLIGATIONS OUTSTANDING	 \$ 0.00					



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W. JEFFREY HOLLINGSWORTH - CIRCUIT JUDGE
ITEMIZED STATEMENT OF CONTRIBUTIONS OVER \$100 - FROM: 1/1/2006 TO: 3/31/2006

<u>Name and Address</u>	<u>Date of Contribution</u>	<u>Contribution Amount</u>	<u>Occupation</u>	<u>Employer</u>
E. Stephen Jett	1/20/06	1,000.00	Attorney	Chambliss Bahner & Stophel
Wanda Jett	2/23/06	1,000.00		
46 Middle Creek Rd Signal Mtn TN 37377				
John C. Stophel	1/23/06	100.00	Attorney	Chambliss, Bahner & Stophel
500 Talian Building	3/31/06	125.00		
Chattanooga TN 37402				
Jac Chambliss	1/24/06	500.00	Attorney	Chambliss, Bahner & Stophel
1000 Talian Building	3/30/06	500.00		
Chattanooga, TN 37402				
Glenn C. Stophel	1/24/06	150.00	Attorney	Chambliss, Bahner & Stophel
1897 Old Hillsboro Rd. Franklin TN 37069				
Michael N. St. Charles	1/25/06	250.00	Attorney	Chambliss Bahner & Stophel
109 Malcolm Lane	3/31/06	250.00		
Signal Mtn. TN 37377				
Richard T. Hudson	1/26/06	200.00	Attorney	Chambliss, Bahner & Stophel
400 Dunsmane Rd. Signal Mtn. TN 37377				
Spencer H. Wright	1/27/06	500.00	Manager	Spencer Wnght Industries
1000 Talian Building	3/30/06	500.00		
Chattanooga TN 37402				
T. Maxfield Bahner	1/27/06	250.00	Attorney	Chambliss, Bahner & Stophel
718 Parsons Lane	3/31/06	200.00		
Signal Mtn. TN 37377				
Richard W. Bethea	1/30/06	2,000.00	Attorney	Chambliss, Bahner & Stophel
Midred Bethea				
524 N. Crest Rd. Chattanooga, TN 37404				
C. Mark Warren	2/3/06	250.00	Attorney	Houston, Warren & Griffin
736 Georgia Avenue Chattanooga, TN 37402				
Ronald D. Gorsline	2/3/06	200.00	Attorney	Chambliss, Bahner & Stophel
8200 Tyne Ridge Rd Chattanooga, TN 37421				

W. JEFFREY HOLLINGSWORTH - CIRCUIT JUDGE
ITEMIZED STATEMENT OF CONTRIBUTIONS OVER \$100 - FROM: 1/1/2006 TO: 3/31/2006

<u>Name and Address</u>	<u>Date of Contribution</u>	<u>Contribution Amount</u>	<u>Occupation</u>	<u>Employer</u>
Thomas G. Widmer 917 Shady Circle Signal Mountain, TN 37377	2/5/06	500.00	Consultant	Press Ganey
William P. Aiken, Jr 425 West Brow Road Lookout Mountain, TN 37350	2/9/06 3/31/06	500.00 500.00	Attorney	Chambliss, Bahner & Stoppel
Barton Burns 601 Marlboro Avenue Chattanooga, TN 37412	2/9/06	200.00	Attorney	Chambliss, Bahner & Stoppel
Jennifer H. Lawrence 45 S. Crest Road Chattanooga, TN 37404	2/13/06	250.00	Attorney	Lawrence, Lawrence & Richardson
Phillip C. Lawrence 200 East Fifth Street Chattanooga, TN 37402	2/13/06	200.00	Attorney	Lawrence, Lawrence & Richardson
Gary D. Lander 4109 Dogwood Lane Chattanooga, TN 37411	2/13/06 3/30/06	150.00 150.00	Attorney	Chambliss, Bahner & Stoppel
John D. Barry Milligan, Barry & Evans 500 Georgia Ave., Suite 4 Chattanooga, TN 37402	2/13/06	200.00	Attorney	Milligan, Barry & Evans
Gerald D. Sexton Sexton Construction Company 6121 Heritage Park Drive Chattanooga, TN 37416	2/13/06	250.00	Contractor	Sexton Construction Company
Gary Patrick 6642 Gray Fryar Road Signal Mountain, TN 37377	2/13/06	250.00	Attorney	Patrick, Beard Schulman & Jacoway
Richard Schulman 1804 Crestwood Drive Chattanooga, TN 37415	2/13/06	250.00	Attorney	Patrick, Beard Schulman & Jacoway
N. Mark Kinsman 1412 Windbrook Lane Hixson, TN 37343	2/13/06	300.00	Attorney	Baker, Kinsman, Hollis, C. etland & Winer

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W. JEFFREY HOLLINGSWORTH - CIRCUIT JUDGE
ITEMIZED STATEMENT OF CONTRIBUTIONS OVER \$100 - FROM: 1/1/2006 TO: 3/31/2006

<u>Name and Address</u>	<u>Date of Contribution</u>	<u>Contribution Amount</u>	<u>Occupation</u>	<u>Employer</u>
Frederick I. Hitchcock 1410 Shady Circle Chattanooga, TN 37405	2/13/06	250.00	Attorney	Chambliss, Bahner & Stophel
Dave Kemmerer 42 Middle Creek Road Signal Mountain TN 37377	2/13/06	250.00	Reta.	River City Apparel
Gary A. Davis 404 Dunsinane Lane Signal Mountain TN 37377	2/13/06	250.00	Manager	Coca-Cola Bottling
Wilburn L. Ricketts P.O. Box 1451 Hixson TN 37343	2/13/06	200.00	Consultant	Self-employed
Roger W. Dickson 3067 Foote Circle Chattanooga, TN 37415	2/13/06	250.00	Attorney	M. er & Mann
Roger P. Smith 9928 Shores Drive Soddy Daisy, TN 37379	2/13/06	200.00	Insurance Agent	Huffaker Trimble
Dale L. Schenck Kathy D. Schenck P.O. Box 33 7412 Dogwood Acres Road Harrison, TN 37341	2/13/06	2,000.00	Produce	Lookout Mountain Tomato & Banana
J.L. O'Kelley, Jr 115 Palisades Drive Signal Mountain, TN 37377	2/15/06	200.00	Contractor	Self-employed
Joe W. Davis, Jr. 2115 Altura Drive Signal Mountain, TN 37377	2/17/06	250.00	Attorney	McKee Foods Corporation
F. Laurens Brock 104 Brow View Lane Signal Mountain, TN 37377	2/17/06	500.00	Attorney	Chambliss Bahner & Stophel
C.M. Zeiser 510 Rolling Way Signal Mountain, TN 37377	2/23/06	250.00	Manager	Southern Champion Tray

M. er & Mann

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W. JEFFREY HOLLINGSWORTH - CIRCUIT JUDGE
ITEMIZED STATEMENT OF CONTRIBUTIONS OVER \$100 - FROM: 1/1/2006 TO: 3/31/2006

<u>Name and Address</u>	<u>Date of Contribution</u>	<u>Contribution Amount</u>	<u>Occupation</u>	<u>Employer</u>
James E. McCall 902 James Boulevard Signal Mountain TN 37377	2/23/06	200.00	Retired	Retired
Gracy P. Williams, CPA 637 Market Street 400 Market Court Chattanooga, TN 37402	2/24/06	200.00	CPA	Petty & Landis
William Brown 1071 Candlewick Court Signal Mountain, TN 37377	2/24/06	250.00	Attorney	Miller & Martin
Bruce C. Bailey 101 Hardy Road Lookout Mountain, GA 30750	2/28/06	500.00	Attorney	Chambliss Banner & Stophel
Ray N. Taylor 102 Woodcliff Circle Signal Mountain, TN 37377	2/28/06	500.00	Retired	Retired
Reid M. Henson Jana Henson 711 Signal Mountain Rd., #305 Chattanooga, TN 37405	2/28/06 3/30/06	200.00 1,800.00	Retired	Retired
Hoyt O. Samples Esq. 130 Jordan Drive Chattanooga, TN 37421	3/1/06	250.00	Attorney	Samples, Jennings, Ray & Clem
Jay A. Young 4219 Lundy Mountain Ln Signal Mountain, TN 37377	3/3/06	200.00	Attorney	Chambliss Banner & Stophel
David B. Soloff, III Soloff Builders Inc 2833 Calhoun Avenue Chattanooga, TN 37407	3/14/06	500.00	Contractor	Soloff Builders
Edward W. Finlay 37 Oliver Court Signal Mountain, TN 37377	3/14/06	250.00	Retired	Retired

Miller & Martin

Page #15a

W. JEFFREY HOLLINGSWORTH - CIRCUIT JUDGE
ITEMIZED STATEMENT OF CONTRIBUTIONS OVER \$100 - FROM: 1/1/2006 TO: 3/31/2006

<u>Name and Address</u>	<u>Date of Contribution</u>	<u>Contribution Amount</u>	<u>Occupation</u>	<u>Employer</u>
S. Mark Turner 182 Woodciff Circle Signal Mountain, TN 37377	3/17/06	250.00	Attorney	Chambliss, Bahner & Stophel
Anthony (Bud) A. Jackson 8101 Paces Ferry Crossing Chattanooga, TN 37421	3/21/06	500.00	Attorney	Chambliss, Bahner & Stophel
William R. Deaning 7237 Teaberry Ct. Ooltewah, TN 37363	3/21/06	500.00	Attorney	Chambliss, Bahner & Stophel
John B. Bennett 3710 Pintail Lane Signal Mountain, TN 37377	3/22/06	250.00	Attorney	Spears, Moore, Rebman & Williams
W. King Copier 138 N. Great Road Chattanooga, TN 37404	3/30/06	250.00	Attorney	Chambliss, Bahner & Stophel
Steven P. Tipps 64 Cool Springs Road Signal Mountain, TN 37377	3/30/06	250.00	Dentist	Self-employed
Joseph D. Coker 1317 Chestnut Street Chattanooga, TN 37402	3/30/06	1,000.00	Manager	Coker Tire Co.
Donna L. Pierce 1816 Crestwood Drive Chattanooga, TN 37415	3/30/06	500.00	Attorney	Chambliss, Bahner & Stophel
W.K. Snouffer 1000 Tallan Bldg Two Union Square Chattanooga, TN 37401	3/30/06	1,000.00	Attorney	Chambliss, Bahner & Stophel
W. Jeffrey Hollingsworth Mary Hollingsworth 407 Tennessee Ave Signal Mountain, TN 37377	3/31/06	2,000.00	Attorney	Chambliss, Bahner & Stophel

PAGE #16a

W. JEFFREY HOLLINGSWORTH - CIRCUIT JUDGE
ITEMIZED STATEMENT OF CONTRIBUTIONS OVER \$100 - FROM: 1/1/2008 TO: 3/31/2008

Name and Address	Date of Contribution	Contribution Amount	Occupation	Employer
John G. Jackson 2344 Gate Lane Chattanooga TN 37421	3/31/08	200.00	Attorney	Chambliss, Bahner & Stophel
Total		27,825.00		

1) * Reported Annual "Income" from Contributions:-

!! \$120,000.00

2) !! THIS IS MORE THAN 3 TIMES THE SALARY

3) "JUSTICE FOR HIRE" PAID FOR JUDGES, BY THE AMERICAN TAX PAYER. OCCURS MOST OFTEN IN US COURT SYSTEM, THAN IN MOST

COUNTRIES, SINCE MOST COUNTRIES RAISE IT OUTSIDE INCOME FOR JUDGES.

Exhibit # 3

Total of 17 pages

IN THE CIRCUIT COURT OF TENNESSEE AT HAMILTON COUNTY

BLUECROSS BLUESHIELD OF
TENNESSEE, INC. and
DANIEL BARNETT, M.D.,

Plaintiffs,

v.

THE COMMISSION ON QUALITY HEALTH
CARE IN AMERICA and FRANCIS J.
SAVARIRAYAN, M.D.

Defendants.

No. 07C002

Division _____

JURY DEMAND

**VERIFIED COMPLAINT AND
PETITION FOR RESTRAINING ORDER
AND OTHER RELIEF**

Come the Plaintiffs, BlueCross BlueShield of Tennessee, Inc. and Daniel Barnett, M.D., and for their Verified Complaint and Petition for Restraining Order and Other Relief against the Defendants state as follows:

I. PARTIES AND JURISDICTION

1. BlueCross BlueShield of Tennessee, Inc. ("BlueCross") is a Tennessee corporation doing business in Hamilton County, Tennessee.
2. Dr. Daniel Barnett is a resident and citizen of Hamilton County, Tennessee and is the Medical Director and Chairman of the Credentialing Committee for BlueCross.
3. The Commission on Quality Health Care in America ("CQHCA"), upon information and belief, is an organization located at 169 Radio Lane, Sparta, Tennessee, 38583 and may be served with process through its attorney, John Wayne Allen at 441 East Broad Street, Suite 1, Cookeville, Tennessee, 38501 or at 169 Radio Lane, Sparta, Tennessee, 38583.
4. Francis J. Savarirayan, M.D. is a resident of the State of Tennessee and may be served at 169 Radio Lane, Sparta, Tennessee, 38583.

5. Jurisdiction and venue are proper in this Court as this action involves tortious conduct that affected Plaintiffs in Hamilton County and caused damages in Hamilton County, Tennessee.

II. FACTUAL BACKGROUND

6. On November 29, 2006 Dr. Daniel Barnett and BlueCross received a letter from the attorney for CQHCA, John Wayne Allen, dated November 27, 2006. A copy of the letter is attached as Exhibit A.

7. The letter claims to be on behalf of the Commission of Quality Health Care in America ("CQHCA") and alleged a complaint received from a physician practicing in Sparta, Tennessee.

8. The letter further alleged that the CQHCA is a qualified reporting and querying entity of the National Practitioner Data Bank ("NPDB") and requested a telephone conference with Dr. Barnett. The letter indicates that it was "relative to a complaint received from a Board Certified Urologist, practicing in Sparta, TN" regarding the physician selection/participation process of BlueCross.

9. Dr. Barnett and BlueCross inquired by letter from Attorney Mark Hooton dated November 30, 2006, to Attorney Allen and the CQHCA as to the substance of the requested telephone conference. A copy of the letter is attached as Exhibit B. Neither Dr. Barnett nor BlueCross received a response to this November 30, 2006 letter.

10. The NPDB is a data bank established under The Health Care Quality Improvement Act of 1986 to serve as an alert and notice system and to provide a comprehensive review of health care practitioners' professional credentials and conduct. Information in the NPDB is reported by eligible qualified health care entities and then compiled in a computerized data bank. It can then be accessed by and relied upon by various health care entities, such as

hospitals and licensing boards, as well as federal and state government agencies, such as the DEA and Boards of Medical Examiners, in making various decisions and recommendations concerning physicians and other health care practitioners .

11. Upon information and belief, CQHCA is not a qualified reporting and querying entity of the NPDB as identified in Attorney Allen's November 27, 2006 letter.

12. On January 18, 2007, Dr. Barnett and BlueCross received an Adverse Action Report from the NPDB filed by CQHCA against Dr. Daniel Barnett.

13. The alleged adverse action is classified as "Limitation on Professional Society Membership." Dr. Barnett, however, is neither a member of CQHCA nor has he ever applied to be a member of CQHCA. In fact, Dr. Barnett has no knowledge of CQHCA except from the letter from Attorney Allen marked as Exhibit A.

14. Further, the Adverse Action Report states that the reason for the adverse action taken by CQHCA related to Dr. Barnett was an alleged investigation that revealed "apartheid credentialing, criminal fraud, malpractice and anti trust."

15. Upon information and belief, it is alleged that CQHCA is not authorized to conduct peer review investigations and is neither qualified nor had the right to report to the NPDB regarding Dr. Barnett.

16. Upon information and belief, the physician referred to in Exhibit A is Dr. Francis Savarirayan and upon further information and belief, Dr. Francis Savarirayan is affiliated with CQHCA. Upon information and belief, Dr. Francis Savarirayan initiated and assisted the CQHCA in making the Adverse Action Report to NPDB.

17. The statements made and published by the Defendants in the Adverse Action Report or those forming the basis thereof are false.

18. Defendants caused these false and defamatory statements to be published with the NPDB on January 15, 2007.

COUNT I - TEMPORARY RESTRAINING ORDER

19. Dr. Barnett and BlueCross reincorporate the allegations in Paragraphs 1 - 18 and replead those allegations herein.

20. Dr. Barnett and BlueCross have suffered injury and continue to suffer as a result of the defamatory information which has been filed with the NPDB and remains accessible by health care entities and other organizations, including those organizations related to Dr. Barnett's medical credentialing and licensure and those associated with BlueCross.

21. If the Defendants are not immediately restrained from their unlawful activities, Dr. Barnett and BlueCross will continue to suffer irreparable harm for which they have no adequate remedy at law. Dr. Barnett and BlueCross, therefore, request the immediate issuance of a Temporary Restraining Order restraining and enjoining the Defendants from directly or indirectly contacting the NPDB regarding Dr. Barnett and BlueCross and in any other way publishing defamatory statements regarding Dr. Barnett and BlueCross.

22. The issuance of this Temporary Restraining Order will not unduly prejudice the Defendants and any harm to the Defendants from the Temporary Restraining Order will be substantially outweighed by the ongoing irreparable harm caused to Dr. Barnett and BlueCross as a result of the Defendants' unlawful activity.

COUNT II - DEFAMATION

23. Dr. Barnett and BlueCross reincorporate the allegations of Paragraphs 1 - 22 and replead those allegations herein.

24. Defendants, individually and in collaboration, caused to be published defamatory statements against Dr. Barnett and BlueCross including those set forth in Paragraph 14.

25. Defendants published the statements with knowledge of the false nature of the statements.

26. Defendants published the statements with actual malice.

27. In the alternative, Defendants caused the statements to be published with willful disregard as to the truth of the statements.

28. Dr. Barnett has suffered emotional distress and he and BlueCross have suffered injury to their reputations as a result of the defamatory statements and continue to suffer further injury.

29. Dr. Barnett is entitled to compensatory damages and punitive damages as a result of Defendants' defamation.

COUNT III. - FALSE LIGHT INVASION OF PRIVACY

30. Dr. Barnett and BlueCross reincorporate the allegations of Paragraphs 1 - 29 and replead those allegations herein.

31. Defendants, in publishing the false and defamatory statements have intentionally intruded into the private life and personal affairs of Dr. Barnett.

32. Dr. Barnett, as a physician, maintains a professional reputation which Defendants have maliciously impugned with their false and defamatory statements.

33. Defendants' statements that Dr. Barnett was investigated and the investigation revealed "apartheid credentialing, criminal fraud, malpractice and anti trust" are false and highly offensive.

34. Defendants' reporting of these false and defamatory statements to the NPDB allows any qualified querying entity access to these false and defamatory statements.

35. Dr. Barnett has suffered emotional damage and other damages to be proven at trial as a result of the invasion of privacy by Defendants.

36. As a result of Defendants' publication of false and defamatory statements and the invasion into the privacy of Dr. Barnett, Dr. Barnett is entitled to compensatory damages and punitive damages.

COUNT IV. – NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS

37. Dr. Barnett and BlueCross reincorporate the allegations of Paragraphs 1 – 36 and replead those allegations herein.

38. Defendants publication of the false and defamatory statements in the Adverse Action Report against Dr. Barnett has resulted in emotional distress to Dr. Barnett regarding his professional reputation.

39. Defendants were aware the statements were false and published the statements with reckless disregard as to Dr. Barnett's professional reputation.

40. Defendants are bound by the duty to act within a civilized society and refrain from erroneously and intentionally defaming other members of society.

41. Defendants have breached their duty to abide by the terms of civilized society and have defamed Dr. Barnett causing him emotional distress. As a result of Defendants' conduct, Dr. Barnett is entitled to recover compensatory and punitive damages.

COUNT V. – INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

42. Dr. Barnett and BlueCross reincorporate the allegations of Paragraphs 1 – 41 and replead those allegations herein.

43. The Defendants, published the false and defamatory statements contained in the Adverse Action Report with the specific intent of causing severe emotional distress to Dr. Barnett.

44. In the alternative, Defendants published the false and defamatory statements with reckless disregard to the probability of causing severe emotional distress to Dr. Barnett.

45. As a result of the Defendants' publishing false and defamatory statements, Dr. Barnett has suffered severe emotional distress and is entitled to recover compensatory and punitive damages.

COUNT VI. - OUTRAGEOUS CONDUCT

46. Dr. Barnett and BlueCross reincorporate the allegations of Paragraphs 1 - 45 and replead those allegations herein.

47. Defendants intentionally and/or recklessly published the false and defamatory statements contained in the Adverse Action Report against Dr. Barnett.

48. Defendants' statements, including but not limited to the statement that Dr. Barnett has committed criminal fraud, are baseless and clearly exceed the bounds of decency.

49. Defendants' publication of the false and defamatory statements arises to the level of being intolerable in a civilized society.

50. Defendants have no basis for any of the statements reported in the Adverse Action Report and have published these defamatory remarks with the intent to embarrass, harass, humiliate and demean Dr. Barnett and BlueCross.

51. As a result of the publication of the false and defamatory statements, Dr. Barnett has suffered severe emotional distress and is entitled to compensatory and punitive damages.

52. As a result of the publication of the false and defamatory statements, BlueCross has suffered injury to its business reputation and is entitled to compensation and punitive damages.

COUNT VII. - INTERFERENCE WITH PROSPECTIVE ECONOMIC ADVANTAGE

53. Dr. Barnett and BlueCross reincorporate the allegations of Paragraphs 1 - 52 and replead those allegations herein.

54. Defendants' publication of the false and defamatory statements was done with the intent to injure the business relationships and potential relationships of Dr. Barnett and BlueCross.

55. As a result of the publication of the false and defamatory statements BlueCross may have lost business opportunities it would not have lost had the statements not been published.

56. As a result BlueCross is entitled to compensatory and punitive damages.

COUNT VIII. - CIVIL CONSPIRACY

57. Dr. Barnett and BlueCross reincorporate the allegations of Paragraphs 1 - 56 and replead those allegations herein.

58. Defendants, in concert, have published the false and defamatory statements against Dr. Barnett.

59. Defendants have no basis for making the false and defamatory statements and have done so to further the illegal purpose of defaming Dr. Barnett and interfering with the business of BlueCross.

60. By acting in concert, Defendants have entered into a civil conspiracy to defame Dr. Barnett and interfere with the business of BlueCross.

61. As a result of Defendants' conspiracy, Dr. Barnett and BlueCross have suffered damages and are entitled to compensatory and punitive damages.

COUNT IX. - MALICIOUS HARASSMENT

62. Dr. Barnett and BlueCross reincorporate the allegations of Paragraphs 1 - 61 and replead those allegations herein.

63. Defendants, in publishing the false and defamatory statements did so knowingly to harass Dr. Barnett based on his national origin.

64. As a result of the Defendants' malicious harassment, Dr. Barnett has suffered emotional distress and is entitled to compensatory damages, punitive damages, reasonable attorneys fees and costs in accordance with T.C.A. §4-21-701 *et seq.*

COUNT X. – BUSINESS DISPARAGEMENT

65. Dr. Barnett and BlueCross reincorporate the allegations of Paragraphs 1 – 64 and replead those allegations herein.

66. BlueCross, a leading company in the health care industry, has a protectable business reputation.

67. Defendants' publication of the false and defamatory statements against the Medical Director and the Chairman of the Credentialing Committee for BlueCross was done with the intent of tarnishing the reputation of BlueCross as the employer of Dr. Barnett.

68. As a result of the publication of the false and defamatory statements and the identification of Dr. Barnett, BlueCross has suffered injury to its reputation and is entitled to compensatory and punitive damages.

COUNT XI. – VIOLATION OF NPDB RULES AND REGULATIONS

69. Dr. Barnett and BlueCross reincorporate the allegations of Paragraphs 1 – 68 and replead those allegations herein.

70. Defendants in publishing the false and defamatory statements did so in knowing violation of the applicable Rules and Regulations of the National Practitioner Data Bank.

71. Defendants knowing violation of the Rules and Regulations of the NPDB shows *per se* intent, malice, willfulness and/or recklessness arising to such a level of maliciousness that an award of punitive damages is proper.

72. As a result, Dr. Barnett and BlueCross are entitled to punitive damages.

COUNT XII - ADDITIONAL RELIEF

73. Dr. Barnett and BlueCross reincorporate the allegations of Paragraphs 1 - 72 and replead those allegations herein.

74. Defendants' willful and knowing publication of the false and defamatory statements against Dr. Barnett and BlueCross show the Defendants' clear disregard for the rule of law and participation in a civilized society.

75. Dr. Barnett and BlueCross fear that Defendants will use whatever means necessary and disobey the appropriate law, rules and regulations to continue to defame and tarnish the reputations of both Dr. Barnett and BlueCross. Because of Defendants' clear disregard as to the consequences of their actions, Dr. Barnett and BlueCross specifically request this Court issue an order prohibiting the Defendants from contacting the NPDB regarding Dr. Barnett or BlueCross directly or indirectly and from in any way repeating the false and defamatory statements published to the NPDB as well as ordering the Defendants to take any and all action required to void the Adverse Action Report filed with the NPDB.

76. Dr. Barnett and BlueCross also request this Court issue an order prohibiting the Defendants from reporting to the NPDB.

77. Plaintiffs demand a jury to try this action.

WHEREFORE, Plaintiffs pray that this Court:

1. That this Court issue immediately a Temporary Restraining Order restraining the Defendants from directly or indirectly contacting the NPDB regarding Dr. Barnett or BlueCross and from publishing defamatory statements regarding Dr. Barnett or BlueCross.

2. That this Court, after a properly noticed hearing, convert the Temporary Restraining Order to a Temporary Injunction further enjoining the Defendants from directly or

indirectly contacting the NPDB regarding Dr. Barnett or BlueCross and from publishing defamatory statements regarding Dr. Barnett or BlueCross.

3. That this Court, after a properly noticed hearing, issue as part of a Temporary Injunction a Mandatory Injunction requiring the Defendants to take any and all actions required to void the report containing the defamatory information filed by the Defendants with the NPDB.

4. That this Court, upon a final trial on the merits, issue a Permanent Injunction enjoining the Defendants from directly or indirectly contacting the NPDB regarding Dr. Barnett or BlueCross and from publishing defamatory statements regarding Dr. Barnett or BlueCross and to take any and all actions required to void the report containing the defamatory information filed by Defendants with the NPDB.

5. That this Court find that Defendants maliciously, intentionally and willfully published defamatory remarks regarding Dr. Barnett and BlueCross and a jury award compensatory damages in an amount to be shown at trial and punitive damages to punish the Defendants' illegal activity.

6. That this Court award Plaintiffs their attorneys fees and costs incurred in pursuing this action pursuant to the appropriate statutory law.

7. That this Court award Plaintiffs any additional relief the Court finds just.

THIS IS THE FIRST APPLICATION FOR INJUNCTIVE RELIEF IN THIS CASE

VERIFICATION

State of Tennessee:
County of Hamilton:

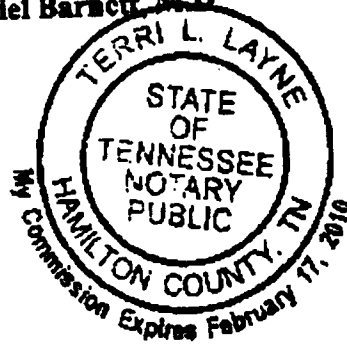
Daniel Barnett, M.D., after being first duly sworn, deposes and says that he has read the allegations in the foregoing Complaint and that the same are true and correct to the best of his knowledge, information and belief.

Daniel Barnett, M.D.
Daniel Barnett, M.D.

Sworn to and subscribed before me
this 25th day of January, 2007.

Terri L. Layne
Notary Public

My Commission Expires: 2/17/2010



VERIFICATION

BlueCross BlueShield of Tennessee, Inc.

By: Daniel Barnett, M.D.

Title: Senior Medical Director

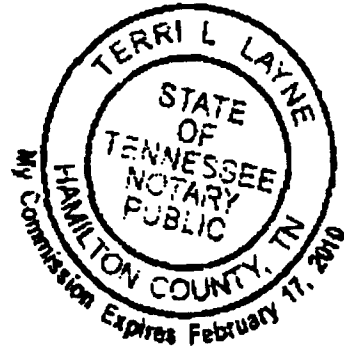
State of Tennessee:
County of Hamilton:

On this the 25th day of, 2007, before me, the undersigned Notary Public, duly appointed, commissioned and qualified in and for the said State and County, personally appeared Daniel Barnett, who, upon oath, states that the allegations in the above Complaint are true to the best of his/her knowledge, information and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal at my office in said County on the day and year first above written.

TERRI L. LAYNE
Notary Public

My commission expires: 2/17/2010



Respectfully submitted,

MILLER & MARTIN PLLC

By: 

W. Randall Wilson, BPR No. 9852

W. Scott Parrish, BPR No. 14439

Neil A. Brunetz, BPR No. 21404

832 Georgia Avenue

1000 Volunteer Building

Chattanooga, TN 37402

Telephone: (423) 756-6600

Fax: (423) 785-8480

Counsel for Plaintiffs

COST BOND

The undersigned acknowledges and hereby binds the undersigned for the payment of all costs in this Court which may at any time be adjudged against Plaintiff (hereinafter "principal") in the event said principal shall not pay the same if so ordered by this Court.

Witness my hand this 26th day of January, 2007.

MILLER & MARTIN PLLC

By: 

(30-1)a

John Wayne Allen

ATTORNEY AT LAW

441 East Broad Street, Suite 1
Cookeville, TN 38501

TEL: 931-280-3588
EMAIL: JWAllen@charter.net

November 27, 2006

Daniel Barnett, M.D.
Blue Cross Blue Shield of Tennessee
801 Pine Street
Chattanooga, TN 37402

Re: ~~OMB#0915-0126(NPDB) Expiration Date: 05-31-2007~~


Dear Dr. Barnett:

This letter is relative to a complaint received from a Board Certified Urologist, practicing in Sparta, TN and on the staff of White County Community Hospital at that location. This is with reference to the physician selection/participation process you have followed as chairman of the credentials committee of Blue Cross Blue Shield of Tennessee. On behalf of the CQHCA (Commission on Quality Health Care in America), a reporting and querying entity of the NPDB (National Practitioner Data Bank) under Title IV, we would like to schedule a telephone conference with you on Friday, January 5, 2007 at 4:00 p.m. (CST) or on Friday, January 12, 2007 at 4:00 p.m. (CST), whichever date is convenient for you. Please notify my office by email or telephone on or before December 4, 2006 as to whether you will be available for one of these two dates.

Please be advised that you have the right to refuse participation in this telephone conference, and a decision will be made on the information that is available to us. This is not a legal proceeding, but a quality review procedure conducted pursuant to *Title IV of Public Law. 99-660*.

Thank you very much for your attention to this matter.

Sincerely,


John Wayne Allen
Counsel for CQHCA

JWA:ll

31a



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JH

Defendants.

TEMPORARY RESTRAINING ORDER

ORDERED that this Temporary Restraining Order shall be binding upon the Defendants and upon all of their agents, partners, representatives, and employees and upon any other person

32a

(16)

or entity in active concert or participation with them who receives actual notice of this Temporary Restraining Order. It is further

ORDERED that this Temporary Restraining Order shall issue on January 26, 2007, at 9:00 a.m. from the Court. It is further

ORDERED that the Restraining Order Bond is hereby set at \$ 0. It is further

ORDERED that this Temporary Restraining Order shall be effective upon the filing of a Restraining Order Bond with sufficient surety with the Court. It is further

ORDERED that this restraining order shall remain in full force and effect until a hearing can be held to determine whether this Restraining Order should be converted to a temporary

injunction. A hearing to show cause why the Restraining Order should not be converted to a ^{permanent} ~~temporary~~ injunction is scheduled for the 5th day of February, 2007, at 1:30

p.m.

ENTER this 26th day of January, 2007.

Judge

9852
439
404

Computer Printout

Most of the date destroyed by computer virus attack/hacker attack (E). THIS Document is provided to show that the First Order by the judge on the Bluebeam Bluebeam production agent the De S... was dated Jan 26, 2007

National Practitioner Data Bank
Healthcare Integrity and Protection Data Bank
P.O. Box 10832
Chantilly, VA 20153-0832

Exhibit # 4
[Total: 3 pages]

DCN: 5500000044695384
Process Date: 01/15/2007
Page: 1 of 3
For authorized use by:
CQHCA

3 pages

page 1

http://www.npdb-hipdb.hrsa.gov

ADVERSE ACTION REPORT PROFESSIONAL SOCIETY ACTION

Report Number 5500000044695384

This report is maintained in: The National Practitioner Data Bank
 The Healthcare Integrity and Protection Data Bank

The information contained in this report is maintained by the National Practitioner Data Bank for restricted use under the provisions of Title IV of Public Law 99-660, as amended; and 45 CFR Part 60. All information is confidential and may be used only for the purpose for which it was disclosed. Disclosure or use of confidential information for other purposes is a violation of Federal law. For additional information or clarification, contact the reporting entity identified in Section A.

A. REPORTING ENTITY

Entity Name: CQHCA
Address: 169 RADIO LANE
City, State, ZIP: SPARTA, TN 38583
Entity Internal Report Reference (e.g., claim number): 002
Name or Office: CQHCA
Title or Department: REVIEW
Telephone: (931) 739-1010
Type of Report: INITIAL REPORT

B. SUBJECT IDENTIFICATION INFORMATION (INDIVIDUAL)

Subject Name: BARNETT, DANIEL
Other Name(s) Used:
Gender: MALE
Date of Birth: 06/28/1958
Organization Name:
Work Address: BLUE CROSS BLUE SHIELD OF TENNESSEE
801 PINE STREET
City, State, ZIP: CHATTANOOGA, TN 37402
Country:
Home Address:
City, State, ZIP:
Country:
Deceased: NO
Date of Death:
Social Security Numbers (SSN):
Professional School(s) & Year(s) of Graduation: EMORY UNIVERSITY 1984
Occupation/Field of Licensure (Code): PHYSICIAN (MD) (010)
State License Number, State of Licensure: 31559, TN
Other, as Specified:

National Practitioner Data Bank
Healthcare Integrity and Protection Data Bank
P.O. Box 10832
Chantilly, VA 20153-0832

http://www.npdb-hipdb.hrsa.gov

DCN: 5500000044695384
Process Date: 01/15/2007
Page: 2 of 3
For authorized use by:
CQHCA

Drug Enforcement Administration (DEA) Numbers:

C. INFORMATION REPORTED

Type of Adverse Action: PROFESSIONAL SOCIETY

Adverse Action Classification Code(s): OTHER RESTRICTION/LIMITATION ON PROFESSIONAL SOCIETY MEMBERSHIP, SPECIFY (1745)

Other, as Specified: PERFORMANCE MONITORED

Date Action Was Taken: 01/10/2007

Date Action Became Effective: 01/15/2007

Length of Action: PERMANENT

Years:

Months:

Days:

Description of Act(s) or Omission(s) or Other

Reasons for Action Taken: INVESTIGATION OF THE SUBJECT PHYSICIAN, AN EMPLOYEE AND CREDENTIALING CHAIRMAN OF BLUE CROSS BLUE SHIELD OF TN, BASED ON COMPLAINT FILED BY A BOARD CERTIFIED, BOSTON UNIVERSITY TRAINED PHYSICIAN, A VETERAN COMMANDING OFFICER OF THE USAF/R, REVEALED APARTHEID-CREDENTIALING, CRIMINAL FRAUD, MALPRACTICE AND ANTI-TRUST.

Basis for Action: OTHER - NOT CLASSIFIED, SPECIFY (99)

Other, as Specified: CRIMINAL FRAUD

Basis for Action: OTHER - NOT CLASSIFIED, SPECIFY (99)

Other, as Specified: 713 NEGLIGENT CREDENTIALING

Basis for Action: MALPRACTICE (12)

Other, as Specified:

Basis for Action: OTHER - NOT CLASSIFIED, SPECIFY (99)

Other, as Specified: ANTI-TRUST

D. SUBJECT STATEMENT

If the subject identified in Section B of this report has submitted a statement, it appears in this section.

National Practitioner Data Bank
Healthcare Integrity and Protection Data Bank
P.O. Box 10832
Chantilly, VA 20153-0832

DCN: 5500000044695384
Process Date: 01/15/2007
Page: 3 of 3
For authorized use by:
CQHCA

<http://www.npdb-hipdb.hrsa.gov>

E. REPORT STATUS

Unless one or more boxes below are checked, the subject of this report identified in Section B has not contested this report.

- If box is checked, this report has been disputed by the subject identified in Section B.
- If box is checked, at the request of the subject identified in Section B, this report is being reviewed by the Secretary of the U.S. Department of Health and Human Services to determine its accuracy and/or whether it complies with reporting requirements. No decision has been reached.
- If box is checked, at the request of the subject identified in Section B, this report was reviewed by the Secretary of the U.S. Department of Health and Human Services. The Secretary's decision is shown below:

Date of Original Submission: 01/15/2007

Date of Most Recent Change: 01/15/2007

END OF REPORT

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Ex-# 5

FRANCIS J. SAVARIRAYAN, M.D., DABO, FICS
2006 Farmington Lakes Drive, Apartment# 1
Oswego, IL 60543

Phone (O): 312-912-8534
Cell Phone: 931-544-8877

E-mail: savariray@aol.com

November 09, 2009

(By US Mail-Certified Ack. due)

The Honorable Alice M. Batchelder
Chief Judge

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT
100 EAST FIFTH STREET, ROOM 538
MOTTER STEWART U.S. COURTHOUSE
CINCINNATI, OHIO 45202-3988

RE: Criminal Tampering of
Court Documents at The US District Court for the
Middle District of Tennessee
Nashville, TN. USA
Case # 2: 07-CV-00055 (Appellate Case#09-5913)

Dear Madam Chief Judge:

I am rather concerned to bring to your attention the following acts of criminal tampering of the **Court Documents** at The US District Court for the Middle District of Tennessee, Nashville, TN. USA-Case # 2: 07-CV-00055.

This was first noticed by me, the Appellant, Savarirayan on 10/09/09, through the US Courts' official PACER web site. Tampering was noted in the Following Documents reviewed and downloaded from the Pacer website and enclosed herein with this communication:

Exhibit A: Unaltered original Complaint from Appellant's file, referenced as Document #1, in the Nashville, TN trial Court Docket record, also known as The US District Court for the Middle District of Tennessee, Nashville, TN. USA-Case # 2: 07-CV-00055. This can also be viewed on the secure National On line News Medium any where in the World by clicking <http://www.usanewsandinformationsservice.com> and on the front page by clicking on the link 'Court Fraud in the USA.'

You may also view the criminally altered court documents, submitted with this communication as **Exhibit B-** by clicking, on the PACER web link. Instruction for viewing this court fraud in real time, anywhere in the World through the official US Courts' web site, is included in the enclosed **Exhibit C**

These Criminally altered document, are referenced as **Document #1**, in the Nashville Trial Court Docket, also known as The US District Court for the Middle

37a