

IN THE CIRCUIT COURT FOR KNOX COUNTY, TENNESSEE
AT LEBANON

FILED
2014 DEC 1 PM 2 38

CASE ANTIQUES, INC.,
Plaintiff/Counter-Defendant,
v.
KIM BABEL,
Defendant/Counter-Plaintiff.

Case No.: 1-606-12

KNOX COUNTY CIRCUIT, CIVIL
SESSIONS & JUVENILE COURT
CATHERINE SHANKS, CLERK

PERMANENT INJUNCTION

Upon the finding of fact of twelve (12) jurors duly impaneled in this cause that the internet postings of Defendant, KIM BABEL, are defamatory to Plaintiff, CASE ANTIQUES, INC., the Court pursuant to Rule 65.01, Tennessee Rules of Civil Procedure does hereby permanently enjoin Defendant, KIM BABEL, from publishing or republishing at Ripoffreport.com ^{or any other online forum} the following, which was first published July 22, 2012:

“Complaint Review: Case Antiques Auctions & Appraisals

Case Antiques Auctions & Appraisals
Deceptive and Dishonest Knoxville,
Tennessee

Sellers beware! Do not consign silver or gold with Case Antiques Auctions & Appraisals in Knoxville, TN! They are entirely deceptive and dishonest!

They effectively stole 4 lots I consigned and sold them below the agreed upon starting bid in contract. They combined 2 lots without my approval and sold below contract estimate of one lot thereby giving one away second lot free knowing it was a separate line item in contract with its own estimate.

After assuring me I would receive at least spot value for the metals, they sold them below the agreed value.

They changed the quote price on contract after it was signed (I did not initial changes and was not notified).

Entered the 1st
day of Dec, 2014
Book 300 Page 161

After expressing my concerns over the possibility of receiving spot value less commission, I was assured my items had "collector value" and the items "never go below spot value" which is exactly what they sold them for. Value/agreed minimum??? They will give a good speech about how they "work for you", make no mistake – they are out for themselves. I wouldn't be surprised if they bought the items themselves – as of yet they will not divulge the buyer to me. You have been warned – pass the word."

Defendant, KIM BABEL, is likewise enjoined from publishing or republishing posts with the following language:

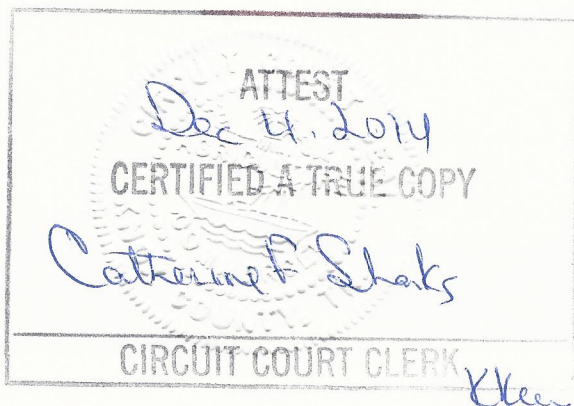
"Case, John Owner – Case Antiques

Sellers beware! Do not consign silver or gold with Case Antiques Auctions & Appraisals in Knoxville, TN! They are entirely deceptive and dishonest! They effectively stole everything! I consigned and sold below the agreed upon starting bid in contract and combined 2 lots without my approval thereby giving one away for free. They expect me to believe there was only one bid on all 4 lots of silver and gold priced way below spot value??? They will give a good speech about how they work for you, make no mistake – they are out for themselves. I wouldn't be surprised if they bought the items themselves – as of yet they will not divulge the buyer to me. You have been warned – pass the word."

The posts set out above having originally been published on web pages hosted by Yahoo, CitySearch (City Grid Beta), Show Me Local, and YellowBot, by Defendant, KIM BABEL. Defendant, KIM BABEL, is further enjoined and prohibited from publishing or republishing these defamatory posting in any other media.

Pursuant to Rule 65.02, Tennessee Rules of Civil Procedure, this Order is binding on the Defendant, KIM BABEL, and upon all other persons or entities in active concert or participation with her, who receive actual notice of this Order by personal service or otherwise.

IT IS SO ORDERED. *this 1st day of December, 2014.*



Kristi Davis
KRISTI DAVIS, JUDGE

| | |
|-------------|----------------------------|
| Entered the | <i>1st</i> |
| day of | <i>Dec</i> , 20 <i>14</i> |
| Book | <i>300</i> Page <i>112</i> |

APPROVED FOR ENTRY:

C. Tracey Parks

C. TRACEY PARKS (016495)
ATTORNEY FOR PLAINTIFF
324 WEST MAIN STREET
LEBANON, TN 37087
(615) 444-9893

*Daniel v. Parish by Tracey Parks with plm
11/22/14*

DANIEL V. PARISH (027452)
ATTORNEY FOR DEFENDANT
DUNN, MACDONALD & REYNOLDS, P.C.
6204 BAUM DRIVE
KNOXVILLE, TN 37919-9502
(865) 525-0505

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Injunction has been sent via U.S. Mail, postage prepaid, to the following:

Daniel V. Parish
Attorney for Defendant
6204 Baum Drive
Knoxville, TN 37919-9502

On this the 24th *November* day of December, 2014.

C. Tracey Parks
C. TRACEY PARKS

| | |
|-------------|----------------------------|
| Entered the | <u>1st</u> |
| day of | <u>Dec</u> , 20 <u>14</u> |
| Book | <u>300</u> Page <u>163</u> |