

**IN THE CHANCERY COURT OF SHELBY COUNTY, TENNESSEE
FOR THE THIRTIETH JUDICIAL DISTRICT AT MEMPHIS**

ELIZA A. PRESLEY,

Plaintiff,

v.

Case No.: CH-09-1696-2

**LISA MARIE PRESLEY-LOCKWOOD,
the SURVIVING HEIR OF VERNON E. PRESLEY
and UNKNOWN HEIRS OF VERNON E. PRESLEY,**

Defendants.

**AMENDMENT TO LISA-MARIE PRESLEY-LOCKWOOD'S
MOTION FOR SUMMARY JUDGMENT**

On August 16, 2010, counsel for Lisa Marie Presley filed a motion pursuant to Tenn. R. Civ. Proc. 12.02 and 56.02 seeking dismissal of this action because the complaint failed to state a claim upon which relief could be granted. The motion was styled as one for summary judgment because the movant intended to rely on matters outside of the pleadings on file in this action. Movant's counsel set forth with particularity the grounds for the motion based on the premise that the Plaintiff sought a determination of heirship pursuant to T.C.A. § 31-2-105.

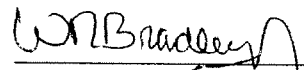
The Court conducted a status conference on December 14, 2010, during which Plaintiff's counsel advised the Court and the movant's counsel that the Plaintiff was not seeking a determination of heirship pursuant to T.C.A. § 31-2-105 and that Plaintiff was not seeking a determination of parentage pursuant to T.C.A. § 36-2-101 et seq.

In light of the statements made by Plaintiff's counsel, Defendant's counsel now amends the named defendant's motion to expressly state with particularity that complaint fails to state a

claim for relief for additional reasons that include: (a) the provisions of Title 36, Chapter 2 of the Tennessee Code (Tenn. Code Ann. § 36-2-301 et seq.) set forth the only cause of action available to an adult seeking a determination of parentage for any purpose other than heirship, and the movant, a grandchild of the alleged putative father of the plaintiff, is not a proper defendant in this purported parentage action. The movant continues to rely on the grounds set forth in the motion as originally filed.

Respectfully submitted,

GLANKLER BROWN, PLLC



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Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing document was mailed on January 5, 2011 via U.S. Mail, postage pre-paid to:

Kathleen L. Caldwell
2670 Union Avenue Ext., Suite 110
Memphis, TN 38104

