

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
EASTERN DIVISION**

**SHAWN DeVAZIER MANLEY, In Her Capacities
as Executrix of the Estate of Donna A. DeVazier
and as Beneficiary of the Donna A. DeVazier
Irrevocable Inter Vivos Trust No. 1
Dated December 29, 2003**

**PLAINTIFF/
COUNTER DEFENDANT**

v. No. 2:15-cv-164-DPM

**THOMAS BRADLEY DeVAZIER,
Individually, and as Trustee of the Donna A.
DeVazier Irrevocable Inter Vivos Trust No. 1
Dated December 29, 2003**

**DEFENDANT/
COUNTER CLAIMANT**

**SHAWN DeVAZIER MANLEY, In Her
Capacity as Executrix of the Estate of
Donna A. DeVazier**

**PLAINTIFF/
COUNTER DEFENDANT**

v. No. 2:15-cv-165-DPM

**THOMAS BRADLEY DeVAZIER, Individually,
as successor Administrator of the Estate of
Thomas B. DeVazier and as Trustee of the
Thomas B. DeVazier Marital Deduction Trust
Established December 29, 2003**

**DEFENDANT/
COUNTER CLAIMANT**

ORDER

For the reasons stated on the record at the end of the 5 July 2017 hearing, the Court made the following rulings:

- Brad DeVazier's motion for summary judgment on his answer and counterclaim, No 37, is granted.

- Counts 1 & 2 of the amended complaint will be dismissed without prejudice as moot.

- Shawn's motion for partial summary judgment, on Count 3 of the amended complaint, No 39, is granted.

- Each side's request for attorney's fees is denied.

So Ordered.

D.P. Marshall Jr.
D.P. Marshall Jr.
United States District Judge

7 July 2017