

**SHELBY COUNTY ELECTION COMMISSION
SPECIAL COMMISSION MEETING MINUTES**

December 23, 2025

The special meeting of the Shelby County Election Commission (SCEC) was held on December 23, 2025, at the O.C. Pleasant, Jr. Election Operations Center, 980 Nixon Drive, at 1:00pm.

MEETING CALLED TO ORDER: By Chairman Luttrell at 1:05pm.

PLEDGE OF ALLEGIANCE

COMMISSIONERS PRESENT CONSTITUTING A QUORUM: Commissioners Luttrell, Kimbrow, Possel, Uhlhorn, and Wharton.

OTHERS IN ATTENDANCE:

Linda Phillips – AOE
Joe Young – DAOE
Jacob Swatley – Attorney
Allen Wade – Attorney
Bennie Smith – TN State Commissioner

Ron Boozer – Staff
Ronnie Faulkner - Staff
Sherry Hewlett - Staff
Stanita Gaddy – Staff

PUBLIC COMMENTS ON NON-AGENDA ITEMS:

No comments

EXECUTIVE SESSION RECESS FROM 1:09PM TO 2:05PM.

RESOLUTION #2025-2 TO APPROVE HIRING OUTSIDE LEGAL COUNSEL TO REPRESENT AOE PHILLIPS IN HER OFFICIAL CAPACITY IN PENDING LITIGATION:

MOTION STATED: Commissioner Kimbrow motion to approve.

SECONDED BY: Commissioner Uhlhorn.

ROLL CALL VOTE: Motion Carried. Unanimously.



Mark Luttrell, Jr., Chairman

2-23-26

Date



Vanecia Kimbrow, Secretary

2/23/26

Date

Item #2025-2

Prepared by: Linda Phillips

Approved by: Linda Phillips

**RESOLUTION TO HIRE OUTSIDE LEGAL COUNSEL TO REPRESENT THE
ADMINISTRATOR OF ELECTIONS IN HER OFFICIAL CAPACITY
IN PENDING LITIGATION.**

WHEREAS, The Memphis-Shelby County Board of Education and several individual board members have filed litigation against the Shelby County Election Commission ("SCEC"), each SCEC Commissioner in his or her official capacity, and the SCEC Administrator of Elections in her official capacity;

WHEREAS, these legal proceedings are styled *The Memphis-Shelby County Board of Education, et. al. v. Shelby County Election Commission, et. al.*, CH-25-1839 (Shelby County Chancery Court, Part I) ("Pending Litigation");

WHEREAS, the Office of the Tennessee Attorney General represents the SCEC and each SCEC Commissioner in his or her official capacity because the Pending Litigation attacks a state law pursuant to Tenn. Code Ann. § 2-12-101(c)(2);


WHEREAS, the SCEC's litigation counsel has a conflict that precludes his representation of Administrator of Elections in the Pending Litigation; and

WHEREAS, the SCEC desires to hire and pay for outside counsel to represent the Administrator of Elections in her official capacity in the Pending Litigation.


NOW THEREFORE BE IT RESOLVED BY THE SHELBY COUNTY ELECTION COMMISSION, that the SCEC is authorized and approved to hire John Bureson of Rainey Kizer Reviere & Bell PLC to represent Administrator of Elections Linda Phillips in her official capacity in the Pending Litigation.

BE IT FURTHER RESOLVED, that Administrator of Elections Linda Phillips is authorized and approved to execute an engagement letter and any other necessary documents necessary to consummate the legal representation in the Pending Litigation.

BE IT FURTHER RESOLVED, that the SCEC shall bear all reasonable and necessary compensation, costs, and expenses for the legal representation of Administrator of Elections Linda Phillips in her official capacity in the Pending Litigation.



Mark Luttrell, Chairman



Vanecia Kimbrow, Secretary



Patricia Possel, Member



Frank Uhlhorn, Member



Andre Wharton, Member

Adopted: 12/23/25