

General Civil and Domestic Relations Case Filing Information Form

Superior or State Court of CHATHAM County

For Clerk Use Only
Date Filed 4/6/2023
Case Number STCV23-00690

Table with 5 columns: Last, First, Middle I., Suffix, Prefix. Row 1: BRITT, STEPHANIE

Table with 5 columns: Last, First, Middle I., Suffix, Prefix. Row 1: THE NCHERM GROUP, LLC a/k/a TNG CONSULTING, LLC

Plaintiff's Attorney BRENT J. SAVAGE

Bar Number 627450

Self-Represented

Check One Case Type in One Box

General Civil Cases
Automobile Tort
Civil Appeal
Contract
Garnishment
General Tort
Habeas Corpus
Injunction/Mandamus/Other Writ
Landlord/Tenant
Medical Malpractice Tort
Product Liability Tort
Real Property
Restraining Petition
Other General Civil

Domestic Relations Cases
Adoption
Dissolution/Divorce/Separate Maintenance
Family Violence Petition
Paternity/Legitimation
Support - IV-D
Support - Private (non-IV-D)
Other Domestic Relations

Post-Judgment - Check One Case Type
Contempt
Non-payment of child support, medical support, or alimony
Modification
Other/Administrative

Check if the action is related to another action(s) pending or previously pending in this court involving some or all of the same parties, subject matter, or factual issues. If so, provide a case number for each.

Case Number

Case Number

I hereby certify that the documents in this filing, including attachments and exhibits, satisfy the requirements for redaction of personal or confidential information in O.C.G.A. § 9-11-7.1.

Is an interpreter needed in this case? If so, provide the language(s) required. Language(s) Required

Do you or your client need any disability accommodations? If so, please describe the accommodation request.



***In The State Court of Chatham County, Georgia***

**133 MONTGOMERY STREET, ROOM 501, SAVANNAH, GA 31401**

**WWW.statecourt.org · Phone (912) 652-7224 · FAX (912) 652-7229 · clerk@statecourt.org**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**STEPHANIE BRITT**

Plaintiff

STCV23-00690  
Counsel or Party Counsel or Party

\_\_\_\_\_  
**Case Number**

**Vs**

**VARSITY BRANDS HOLDING COMPANY, INC.,**

**et al**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant

**CERTIFICATION UNDER RULE 3.2**

Pursuant to rules 3.2 and 3.4 of the Uniform Superior Court Rules and Local Rule # 3.2 of the Eastern Judicial Circuit of Georgia, I hereby certify that no case has heretofore been filed in the State Court of the Eastern Judicial Circuit involving substantially the same parties or substantially the same subject matter or substantially the same factual issues which would require the petition-pleading to be specifically assigned to the judge whom the original action was or is assigned.

This 6th day of Apr, 20 23

*/s/ Brent J. Savage*

**OR**

\_\_\_\_\_  
Counsel or Party

Pursuant to Rules 3.2 and 3.4 of the Uniform Superior Court Rules and Local Rule # \_\_\_\_\_ of the Eastern Judicial Circuit of Georgia, I hereby certify that this petition-pleading involves substantially the same parties or substantially the same factual issues as in Case # \_\_\_\_\_

\_\_\_\_\_  
Plaintiff

VS

\_\_\_\_\_  
Defendant

Filed in The Eastern Judicial Circuit of Georgia which under Rule 3.2 of the Superior Court rules require the petition-pleading, be specifically assigned to the Judge whom the original action was or is assigned.

\_\_\_\_\_  
Counsel or Party

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# In The State Court of Chatham County

Clerk of Court

133 Montgomery Street, Room 501, Savannah, GA 31401

www.statecourt.org • Phone (912) 652-7224 • FAX (912) 652-7229 • clerk@statecourt.org

Stephanie Britt

Plaintiff

STCV23-00690

Case Number

Vs

Varsity Brands Holding Co., Inc., et al

Defendant

Address of Defendant

Meagan Dwyer  
[Redacted Address]

## SUMMONS

TO THE ABOVE NAMED DEFENDANT: Meagan Dwyer

Defendant's Address [Redacted]

**You are hereby summoned and required to efile** (<https://georgia.tylerhost.net/ofswb/>) with the Clerk of said Court and serve upon Plaintiff's Attorney, whose name and address is:

Brent J. Savage  
Savage & Turner, P.C.  
P.O. Box 10600  
Savannah, GA 31412

**an answer to the complaint which is herewith served upon you, within 30 days after service** of this summons upon you, exclusive of the day of service. If you fail to do so, Judgment by default will be taken against you for the relief demanded in the complaint.

/s/ Keagan Gracy

*Brian K. Hart*

**CLERK OF COURT**  
*State Court of Chatham County*

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signed and sealed  
by a Deputy Court  
Clerk

Deputy Clerk, State Court of Chatham County

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Stephanie Britt

Plaintiff

STCV23-00690

Case Number

Vs

Varsity Brands Holding Co., Inc., et al

Defendant

Address of Defendant

The NCHERM Group  
c/o Corporation Service Co., RA  
2 Sun Ct., Ste. 400  
Peachtree Corners, Georgia 30092

## SUMMONS

TO THE ABOVE NAMED DEFENDANT: The NCHERM Group c/o Corporation Service Co., RA

Defendant's Address 2 Sun Ct., Ste. 400 Peachtree Corners, Georgia 30092

**You are hereby summoned and required to efile** (<https://georgia.tylerhost.net/ofswb/>) with the Clerk of said Court and serve upon Plaintiff's Attorney, whose name and address is:

Brent J. Savage  
Savage & Turner, P.C.  
P.O. Box 10600  
Savannah, GA 31412

**an answer to the complaint which is herewith served upon you, within 30 days after service** of this summons upon you, exclusive of the day of service. If you fail to do so, Judgment by default will be taken against you for the relief demanded in the complaint.

/s/ Keagan Gracy

*Brian K. Hart*

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**Stephanie Britt**

Plaintiff

STCV23-00690

Case Number

Vs

**Varsity Brands Holding Co., Inc., et al**

Defendant

Address of Defendant

Savannah Sharks Cheerleading  
c/o Megan Anderson, RA  
8001 U.S. Highway 80 East, Unit 803  
Savannah, Georgia 31410

## SUMMONS

TO THE ABOVE NAMED DEFENDANT: Savannah Sharks Cheerleading c/o Megan Anderson, RA

Defendant's Address 8001 U.S. Highway 80 East, Unit 803, Savannah, Georgia 31410

**You are hereby summoned and required to efile** (<https://georgia.tylerhost.net/ofswab/>) with the Clerk of said Court and serve upon Plaintiff's Attorney, whose name and address is:

Brent J. Savage  
Savage & Turner, P.C.  
P.O. Box 10600  
Savannah, GA 31412

**an answer to the complaint which is herewith served upon you, within 30 days after service** of this summons upon you, exclusive of the day of service. If you fail to do so, Judgment by default will be taken against you for the relief demanded in the complaint.

/s/ Keagan Gracy

*Brian K. Hart*

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Stephanie Britt

Plaintiff

STCV23-00690

Case Number

Vs

Varsity Brands Holding Co., Inc., et al

Defendant

Address of Defendant

Varsity Brands Holding Co., Inc.  
c/o Corp. Creations Network, RA  
2985 Gordy Parkway, 1st Floor  
Marietta, Georgia 30068

### SUMMONS

TO THE ABOVE NAMED DEFENDANT: Varsity Brands Holding Co., Inc. c/o Corp. Creations Network, RA  
Defendant's Address 2985 Gordy Parkway, 1st Floor, Marietta, Georgia 30068

**You are hereby summoned and required to efile** (<https://georgia.tylerhost.net/ofswb/>) with the Clerk of said Court and serve upon Plaintiff's Attorney, whose name and address is:

Brent J. Savage  
Savage & Turner, P.C.  
P.O. Box 10600  
Savannah, GA 31412

**an answer to the complaint which is herewith served upon you, within 30 days after service** of this summons upon you, exclusive of the day of service. If you fail to do so, Judgment by default will be taken against you for the relief demanded in the complaint.

/s/ Keagan Gracy

*Brian K. Hart*  
**CLERK OF COURT**  
*State Court of Chatham County*

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Stephanie Britt

Plaintiff

STCV23-00690

Case Number

Vs

Varsity Brands Holding Co., Inc., et al

Defendant

Address of Defendant

Megan Yarbrough  
[Redacted Address]

## SUMMONS

TO THE ABOVE NAMED DEFENDANT: Megan Yarbrough

Defendant's Address [Redacted]

**You are hereby summoned and required to efile** (<https://georgia.tylerhost.net/ofswb/>) with the Clerk of said Court and serve upon Plaintiff's Attorney, whose name and address is:

Brent J. Savage  
Savage & Turner, P.C.  
P.O. Box 10600  
Savannah, GA 31412

**an answer to the complaint which is herewith served upon you, within 30 days after service** of this summons upon you, exclusive of the day of service. If you fail to do so, Judgment by default will be taken against you for the relief demanded in the complaint.

/s/ Keagan Gracy

*Brian K. Hart*  
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Clerk

Deputy Clerk, State Court of Chatham County

**IN THE STATE COURT OF CHATHAM  
COUNTY STATE OF GEORGIA**

STEPHANIE BRITT,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
VARSIY BRANDS HOLDING	)	
COMPANY, INC. d/b/a VARSITY	)	
BRANDS, LLC a/k/a VARSITY	)	
SPIRIT, LLC a/k/a VARSITY SPIRIT	)	CIVIL ACTION NUMBER: <u>STCV23-00690</u>
FASHION & SUPPLIES, LLC, THE	)	
NCHERM GROUP, LLC a/k/a TNG	)	
CONSULTING, LLC, SAVANNAH	)	
SHARKS CHEERLEADING, LLC,	)	
MEGAN ANDERSON YARBROUGH,	)	
and MEAGAN DWYER,	)	
	)	
Defendants.	)	

**COMPLAINT AND DEMAND FOR JURY TRIAL**

COMES NOW Plaintiff Stephanie Britt, by and through her undersigned counsel, and files this Complaint against the above-named Defendants, and shows this honorable Court as follows:

**I. PARTIES, JURISDICTION, VENUE, AND SERVICE**

1. Plaintiff Stephanie Britt (hereinafter “Plaintiff”) is a citizen and resident of Chatham County, Georgia. By bringing this action, Plaintiff submits herself to the jurisdiction of this Court.

2. Defendant Varsity Brands Holding Company, Inc. d/b/a Varsity Brands, LLC a/k/a Varsity Spirit, LLC a/k/a Varsity Spirit Fashion & Supplies, LLC (hereinafter “Defendant Varsity”) is a foreign limited liability company authorized to do business in Georgia. Defendant Varsity’s principal offices are located in Dallas, Texas and Memphis, Tennessee. Defendant

Varsity is subject to the jurisdiction of this Court and may be served with process at 2985 Gordy Parkway, 1<sup>st</sup> Floor, Marietta, Georgia 30068.

3. Defendant The NCHERM Group, LLC a/k/a TNG Consulting, LLC (hereinafter “Defendant TNG”) is a foreign limited liability company authorized to do business in Georgia and is headquartered in King of Prussia, Pennsylvania. Defendant TNG is subject to the jurisdiction of this Court and may be served with process at 2 Sun Court, Suite 400, Peachtree Corners, Georgia 30092.

4. Defendant Savannah Sharks Cheerleading, LLC (hereinafter “Defendant Savannah Sharks”) is a domestic limited liability company authorized to do business in Georgia and is subject to the jurisdiction of this Court. Defendant Savannah Sharks may be served at 8001 U.S. Highway 80 East, Unit 803, Savannah, Georgia 31410.

5. Defendant Megan Anderson Yarbrough (hereinafter “Defendant Yarbrough”) is an adult citizen and resident of Chatham County, Georgia and is subject to the jurisdiction of this Court. Defendant Yarbrough may be served at her residence located at 11 Bartow Point Drive, Savannah, Georgia 31404.

6. Defendant Meagan Dwyer (hereinafter “Defendant Dwyer”) is an adult citizen and resident of Effingham County, Georgia. Defendant Dwyer is subject to the jurisdiction of this Court and may be served at her residence located at 112 Tobago Circle, Guyton, Georgia 31312.

7. All named Defendants in this action are joint tortfeasors.

8. Jurisdiction and venue are proper in this Court.

## II. FACTUAL ALLEGATIONS

9. Plaintiff reasserts and re-alleges each of the preceding paragraphs as if set forth in full.

10. Stephanie Britt has been a cheerleading and dance coach, choreographer, and judge of cheer/dance events for 32 years. She started her own cheer and tumbling business when she was 15 years old to help her mother with bills and put herself through college, where she was captain of the dance team.

11. In 2000, Plaintiff founded Cheer Savannah. This organization has taught thousands of children in the Savannah/Chatham County area since that time, and Ms. Britt and Cheer Savannah have had a large, positive impact on the community. Plaintiff and Cheer Savannah have provided Christmas gifts for hundreds of needy families during the past 20 years. She has worked with schools, hosted events, and founded the inaugural state cheerleading competition as a senior in college for the Georgia Independent Schools Association (“GISA”), which she turned over to GISA after several years. Plaintiff sold Cheer Savannah in 2016 but remained as a leader.

12. Along with Benedictine High School football coach Danny Britt, Plaintiff has supported dozens of children emotionally and financially, to include taking in a young boy from the Bethesda Home for Boys and raising him as her son. All three of her children, as well as hundreds of athletes entrusted to her care through the years, have continued their sports careers at collegiate and professional levels and have become great adults.

13. Plaintiff also created minority and at-risk scholarships for those seeking to attend Cheer Savannah. She provided free services and served as a positive mother figure for children who had lost their parents.

14. In fact, Defendant Yarbrough was one of the children supported by Plaintiff and her husband, as they put her through private school and paid for her extra-curricular activities, including cheerleading uniforms, training, and travel, and even took her on family vacations.

15. The US All Star Federation (“USASF”) is a national competitive cheer organization that maintains a publicly available list of members who are temporarily or permanently restricted from, or ineligible for, membership.

16. Plaintiff has been placed on USASF’s list of restricted/ineligible members. This prohibits her entirely from participating in programs, functions or events sponsored, organized, or sanctioned by USASF or member organizations, including attending her own granddaughter’s cheer events. This list historically has been reserved for those who sexually abuse minors as opposed to committing minor infractions.

17. Plaintiff herself is a survivor of childhood sexual abuse, and she created Cheer Savannah as a program for her daughters (both of whom were Cheer Savannah participants) and the community to cheer where they would be protected from such abuse.

18. Because the USASF list is publicly available and generally associated with child predators, Plaintiff is substantially hindered from working with children in any capacity based on public perception of this list.

19. In large measure, this punishment was created by competitors, including Defendant Savannah Sharks and its principal, Defendant Yarbrough.

20. Defendant Yarbrough has been in the gym business for more than ten years and used everything she learned from Plaintiff to model her own program. She has engaged in a vitriolic pattern of behavior against rival gyms and coaches, such as Plaintiff. Defendant Yarbrough has also harassed Plaintiff through phone calls and text messages.

21. Upon information and belief, Defendant Yarbrough used her position at Savannah Sharks to coerce employees and “gym mothers” into harassing and injuring rival businesses and coaches, including Plaintiff.

22. Defendant Dwyer has registered her daughter at more than ten cheer gyms during the past 14 years between New York and Georgia, including one season at Cheer Savannah where Defendant Dwyer was a team mom. She engaged in harassing behavior towards these gyms which led to actions being taken against her, including a cease-and-desist letter from at least one of these gyms. She had no complaints about Plaintiff until the end of the season when her child had not reached her desired level of achievement. She is among the gym mothers who, acting at the direction of Defendant Yarbrough and Defendant Savannah Sharks, maliciously filed false and misleading reports to USASF which construed Plaintiff's love and nurturing of her athletes, such as hugging and providing encouraging pats, as predatory behavior.

23. Upon information and belief, Defendant Dwyer seeks to open her own gym and is pursuing this ban of Plaintiff to bolster her own gym and elevate the status of the gym where her daughter cheers.

24. Most recently, Defendant Dwyer harassed Plaintiff at a cheer event, physically shoving her phone into Plaintiff's face. Defendant Dwyer later contacted news outlets and falsely claimed Plaintiff was not allowed to attend events, even as a spectator, and that she was a threat to children.

25. This harassment has not been limited to just Plaintiff. Parents and coaches of Cheer Savannah are harassed at in-person events, which has led Cheer Savannah to withdraw from competitions for fear of being near Defendant Dwyer and Defendant Yarbrough.

26. In response to a proliferation of lawsuits against USASF and the suicide of Scott Foster, a gym owner in South Carolina, USASF has gone on a modern-day witch hunt, which includes Cheer Savannah and Plaintiff, to portray "toughness" of policy and shield itself from liability in future actions.

27. The staff of USASF and the broader cheer community know Plaintiff is a coach committed to the safety and welfare of children of the cheer community.

28. Defendant Varsity has a controlling position in USASF.

29. Defendant Varsity has used USASF to retaliate against individuals like Plaintiff who have published concerns about Varsity's control of the all-star gym market as well as the culture of Varsity's high-ranking officials. This retaliation is also due to Plaintiff's purchasing uniforms from rival companies and abandoning the rebate system known as the "Varsity Family Plan."

30. Defendant Varsity, through USASF, engaged Defendant TNG to investigate Plaintiff. Defendant TNG employed a private investigator to follow Plaintiff and take pictures of her, even when she was not engaged in cheer activities. One TNG investigator made lewd comments which sexualized Plaintiff in the presence of her counsel.

31. Defendant TNG was paid for its services by Defendant Varsity and/or USASF.

32. Despite having assured Plaintiff she had nothing to be concerned about, Defendant TNG's report contained inaccurate findings, including but not limited to allegations that Plaintiff filmed and publicly shamed children who made mistakes, shamed and harassed parents who could not pay, and posted explicit content on TikTok.

33. Upon information and belief, Defendant Yarbrough and Defendant Dwyer caused Defendant TNG to be supplied with false statements and assisted Defendant TNG in creating the report.

34. USASF issued a decision banning Plaintiff for life based on the inaccurate findings of Defendant TNG.

35. Upon information and belief, most of the reports relied upon by Defendant TNG, USASF, and Defendant Varsity were not made by any current customers or athletes involved with Plaintiff but were instead made by competitors, some of whom later retracted their statements and admitted to having been coerced by Defendant Savannah Sharks' coaches.

36. USASF has held Plaintiff to a much higher standard than most other coaches/members of USASF.

37. On January 27, 2023, Plaintiff appealed USASF's decision, but USASF refused to reinstate Plaintiff, citing additional and previously unmentioned accusations.

38. USASF misrepresented its rules by stating that the matter was closed despite its own requirement that these matters be mediated prior to bringing a civil action.

### III. CAUSES OF ACTION

#### **COUNT I: Defamation, Libel, and Slander**

39. Plaintiff reasserts and re-alleges each of the preceding paragraphs as if set forth in full.

40. Defendants have defamed, libeled, and slandered Plaintiff and her cheer program by systematically creating fear to prevent customers from doing business with Plaintiff.

41. Defendant Yarbrough and Defendant Dwyer made false statements concerning Plaintiff's interactions with the children she coaches and social media posts, including statements given to Defendant TNG. Defendant Yarbrough knew the statements were false, or in the alternative, showed reckless disregard for the veracity of the content of such statements.

42. Defendant TNG knew or should have known the falsity of these statements upon investigation, but it still chose to issue its report with these false allegations.

43. It was reasonably foreseeable that Defendant TNG's "investigative report" would harm Plaintiff's reputation and business.

44. USASF and Defendant Varsity relied on this report, which they knew to be false or showed reckless disregard for the veracity of the investigation and its report, in issuing a public decision to ban Plaintiff for life.

45. Damage to Plaintiff's reputation and livelihood was reasonably foreseeable following the issuance of this decision.

46. Instead of correcting this decision when it became apparent the underlying findings were untrue, USASF affirmed its ban of Plaintiff, further damaging her reputation and business and preventing her from working in this space for the rest of her life.

47. Defendants engaged in a civil conspiracy to damage Plaintiff. This has been done by way of Defendant Varsity communicating with USASF to implement a policy banning Plaintiff for life from the USASF based on the malicious, false allegations of Defendant Yarbrough and Defendant Dwyer.

48. As a result, Plaintiff has suffered serious injuries and damages for which she is entitled to recover.

**COUNT II: Tortious Interference with Business Relations**

49. Plaintiff reasserts and re-alleges each of the preceding paragraphs as if set forth in full.

50. Plaintiff has devoted decades to cheerleading and dance. The wrongful acts of Defendants have resulted in this lifetime ban and have profoundly and negatively interfered with Plaintiff's success in teaching and coaching.

51. The combined acts of Defendants have tortiously interfered with Plaintiff's right to pursue her chosen career.

52. Plaintiff has and will continue to incur loss and costs due to the Defendants' actions, such as missing out on opportunities to work as a consultant, advisor, or train her daughters to take over the business in the future.

53. As such, Plaintiff has suffered financial injuries and damages for which she is entitled to recover.

**COUNT III: Attorney's Fees**

54. Plaintiff reasserts and re-alleges each of the preceding paragraphs as if set forth in full.

55. Defendants have acted in bad faith, have been stubbornly litigious, and have caused Plaintiff unnecessary trouble and expense.

56. Defendants are liable to Plaintiff for attorney's fees and costs of litigation pursuant to O.C.G.A. § 13-6-11.

**Punitive Damages**

57. Plaintiff reasserts and re-alleges each of the preceding paragraphs as if set forth in full.

58. Defendants' actions demonstrate willful misconduct, malice, fraud, wantonness, oppression, and an entire want of care sufficient to prove conscious indifference to consequences.

59. An award of punitive damages is necessary to punish, penalize, and deter Defendants, especially given allegations that Defendants engaged in this conduct on numerous occasions.

60. Defendants are liable for punitive damages pursuant to O.C.G.A. § 51-12-5.1, in an amount to be proven at trial.

**PRAYER FOR RELIEF**

WHEREFORE, Plaintiff prays that this Court find the Defendants jointly and severally liable and for the following relief:

- (a) That Summons and Process be issued and served upon the Defendants;
- (b) For a trial by a jury comprised of twelve persons;
- (c) That Plaintiff be awarded an appropriate sum to compensate her for her injuries, damages, and attorney's fees;
- (d) That punitive damages be imposed against Defendants and awarded to Plaintiff in an amount to be determined by a jury;
- (e) That the cost of this action be levied against the Defendants; and
- (f) That the Plaintiff recover such other and further relief as this honorable Court deems just and proper.

This 6th day of April, 2023.

/s/ Brent J. Savage  
Brent J. Savage  
Georgia Bar No. 627450  
Matthew R. Bradley  
Georgia Bar No. 835095  
Attorneys for Plaintiff

SAVAGE, TURNER, PINCKNEY,  
SAVAGE & SPROUSE  
102 E. Liberty Street, 8<sup>th</sup> Floor  
Savannah, Georgia 31401  
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[mbradley@savagelawfirm.net](mailto:mbradley@savagelawfirm.net)  
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