

STATE COURT OF DEKALB COUNTY

Judge Dax Lopez

PRE-TRIAL CONFERENCE

December 4, 2017

3:00 pm

Division 6
Judicial Tower
3rd floor, Courtroom D

Summer Schmidt
Civil Case Manager
404.687.7135

www.dekalbstatecourt.net

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

**ORDER OF INSTRUCTIONS FOR DIVISION VI
PRETRIAL CONFERENCE AND CIVIL JURY CALENDAR**

**Consolidated Pretrial Order filed by: November 27, 2017
Mandatory Pretrial Conference: December 4, 2017 at 3:00 p.m.
Trial Week: December 18, 2017**

This is a **ONE WEEK** Trial Calendar. All cases should expect to be reached during the week of trial. Cases may be called out of order as scheduling demands. Parties are directed to contact the Civil Case Manager, Summer Schmidt, at 404-687-7135 (slschmidt@dekalbcountyga.gov) regarding the calendar, trial matters and instructions.

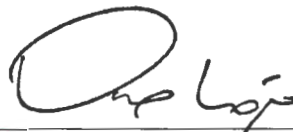
Parties must submit a CONSOLIDATED Pretrial Order by November 27, 2017 in conformity with Uniform State Court Rule 7.2. **Failure to respond to this calendar, or to file the proposed Consolidated Pretrial Order**, may result in the parties and/or their counsel being held in **CONTEMPT** and/or in the **DISMISSAL** of the complaint, answer, counterclaim, cross claim or third party, as appropriate.

Lead Counsel is required to be present at the Mandatory Pretrial Conference on December 4, 2017 at 3:00 p.m. The Parties are instructed to discuss settlement options prior to the Pretrial Conference. Prior to trial, counsel shall make a good faith effort to resolve any objections in depositions to be presented at trial. **All unresolved objections, together with argument and citations, shall be filed, with a copy to the Court, no later than five days prior to trial.** Any objections not brought before the Court prior to trial shall be deemed waived. **All Motions in Limine shall be filed on or before November 27, 2017.** The parties are reminded to review the Court's **STANDING ORDER** as they prepare the proposed Consolidated Pre-Trial Order and in anticipation of their attendance at the Pre-Trial Conference.

The removal of a case from the Pre-Trial/Jury calendar for any reason shall ONLY BE BY ORDER OF THE COURT AND MUST BE FILED WITH THE COURT BY NOVEMBER 29, 2017. A Motion for Continuance and/or Extension of Discovery must be by consent of all parties and a Consent Order submitted, at the same time as the Motion is filed with the Clerk of the Court.

Standing Order and Calendar may be viewed at: www.dekalbstatecourt.net.

SO ORDERED, this 31st day of October 2017.



Dax E. López, Judge
State Court of DeKalb County



State Court Civil Calendar
JUDGE Dax E Lopez
Pre-Trials Calendar

12/04/2017
3:00 PM
Courtroom 3D

Case	Parties	Attorneys
(1) 15A54757	BJ --- VERSUS --- GEORGIA HEALTH PARTNERS	MICHAEL P WALKER Matthew F Barr
	Tort - Auto Accident	Previously on a Trial cal in August - cancelled - CPTO already filed
(2) 15A55536	ANTONIO ARTHUR --- VERSUS --- CHILDTIME CHILDCARE INC	Kevin C Patrick Shaun M Daugherty
	Personal Injury	***NO CONTINUANCES, PER JUDGE***Case was previously on the 3.25.16 JT cal - then moved to the August 2016 JT cal - moved again to the 1.12.17 motion cal and in March of 2017 the parties advised lc of a settlement - case removed and help for closure pleadings - Nothing filed to close it out, so it is back on the trial track. Advised parties of the same in 09.14.17 email.
(3) 15A56843	GREGORY BABA --- VERSUS --- DEONDRA L ARD	DANIEL A RAGLAND
	Personal Injury	Case previously continued by the consent of the Judge and all parties (See email from 06.20.17) due to one of atty Ragland's client being out of the country until Dec - no further continuances - jury trial on damages (D Ard is the only remaining D in this case).



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Case	Parties	Attorneys
(4) 15A58230	RUTH A JACKSON --- VERSUS --- DANIEL MASTERS	JAMIE L GRAHAM Savannah L. Bray
	Personal Injury	Disco exp:12.09.16 - parties stated that they settled back in Sept - no more continuances if case remains open - claims related to the stroke have been dismissed.
(5) 15A58253E6	THOMAS S KUZNIACKI --- VERSUS --- OLIVER WRIGHT	Jonathan P Hayes G Lee Welborn
	Tort - Auto Accident	Disco exp: 7.31.17 - previously cont from the 1/30 PTC - leaves filed for Sept PTC and Oct Trial dates - no further continuances due to teh age of this case.
(6) 16A58553	ROBIN THURSTON --- VERSUS --- JESSICA DOUGLAS	Romero Pearson Nikolai Makarenko, Jr.
	Tort - Auto Accident	Disco exp: 02.03.17 - MTC was withdrawn, case back on a trial track.



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Case	Parties	Attorneys	
(7)	16A58646	JAMES WILLIAM WATKINS III	A Thomas Stubbs
	---	VERSUS ---	
	VISITING NURSE HEALTH SYSTEM INC	NATHAN A GAFFNEY	
	Tort - Auto Accident	Disco exp: 07.31.017 - previously continued from Mar PTC due to extension of discovery and from Oct 2nd PTC due to joint reqt for cont in order to allow time for mediation.	
(8)	16A58919	CALVIN SCOTT	LEROY LANGSTON
	---	VERSUS ---	
	SAMANTHA BROWN	Kristen Medwick Duncan	
	Tort - Auto Accident	Disco exp: 10.06.16; parties were previously directed by the Judge to submit a CPTO by 12.01.16 - only D's portion was submitted, then parties requested a continuance from the cal to pursue settlement negotiations - granted by Judge	
(9)	16A58992	TRACY NEAL	Arman M Deganian
	---	VERSUS ---	
	EDWARD SMITH	W Dale Ellis, Jr.	
	STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY		
	Tort - Auto Accident	Disco exp: 11.12.16 - previously on several motions calendars (last one was on 9.18.17) - Atty Ellis had leave that covered our Oct cal	



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(10) 16A59091E6	LISA PRITCHETT --- VERSUS --- JAMES CAPPOLA PROGRESSIVE PREFERRED INSURANCE COMPANY State General Civil	DANIEL M BARNES Brian F Williams; Rebecca L Sample Disco exp: 04.14.17 - previously continued from the Sept PTC in order for parties to complete mediation
(11) 16A59328E6	FRANKLIN MCGAHEE --- VERSUS --- SYLVIA HOLLOMAN Tort - Auto Accident	Kristin Roquemore April A Robinson Disco exp: 11.17.16 (UM filed Ans and CC on 5.17.16); however, proof of serv on D was not filed until Feb of 2017; atty Fishel's leave covered multiple PTC, or trial dates - case is just now on its first PTC.
(12) 16A59456	LES BURGESS --- VERSUS --- NICOLAS SURESKY Personal Injury	FREDERICK V MASSEY Shaun Carter Disco exp: 06.01.17 - leaves filed that covered multiple cal dates



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Case	Parties	Attorneys
(13) 16A59735	Fidel Altamirano Castro --- VERSUS --- Marquise Place Holdings, LLC	Stephen Douglas Apolinsky E. Tyron Brown; E. Tyron Brown; E. Tyron Brown; E. Tyron Brown; E. Tyron Brown
	Tort - Premise Liability	Disco exp: 09.30.17
(14) 16A60238	Kai Bullard --- VERSUS --- Allstate Insurance Company	T Stephen McConnell Jennifer W Debaun; Richard B Eason, Jr.
	Tort - Auto Accident	Disco exp: 01.08.17 - cont from Sept PTC to give the parties time to schedule and attend private mediation - Cont from 10.02.17 PTC due to mediation date of 10.18.17 rcvd - no further continuances if settlement is not reached.
(15) 16A60265	ELBERTA ELAM --- VERSUS --- GERALDINE WALKER	W Bryant Green, III. Gwenivere Byerson
	Tort - Auto Accident	Disco exp: 10.13.17 - no further extensions, per Order.
(16) 16A60385	George L Moody --- VERSUS --- GLAD OBIAGO	Douglas S Rubin Assunta S Fiorini
	Personal Injury	Disco exp: 02.10.17 - Amended Answer and CC filed by D - CC dismissed in Oct - UM, and its CC, also dismissed



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Case	Parties	Attorneys
(17) 16A60503	SHELITA SUTTON --- VERSUS --- SIASIM COLUMBIA, LLC	Charles L Clay, Jr.; Charles L Clay, Jr. Glenn Scott Bass; Glenn Scott Bass
	Tort - Premise Liability	parties to have expert witnesses identified and made available for depos prior to Oct 27th, per conf call on 09.01.17.
(18) 16A60849	Republic Services Of Georgia Inc --- VERSUS --- Project Workshop LLC	Robert D Adamson, Jr. Abigail J Larimer
	Contract / Account	Disco exp: 06.15.16 - previously cont from Sept PTC by joint reqt.
(19) 16A60860	Robert Mitchell --- VERSUS --- Eugene D. Brown	Talal P Ghosheh; Talal P Ghosheh Raquel C Stokes; Pro Se; Pro Se; Pro Se
	Personal Injury	Disco exp: 10.04.17
(20) 16A61120	Jesus M. Motta --- VERSUS --- Ajani Ferguson	Colin Andrew Barron; Colin Andrew Barron VIRGINIA JANE REED
	Tort - Auto Accident	Disco Exp: 10.01.17



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Case	Parties	Attorneys
(21) 16A61295	Niliane Colin --- VERSUS --- CVS PHARMACY, INC	J Frandy St Louis Sam L Brannen; Sam L Brannen
	State General Civil	PREVIOUSLY CONTINUED FROM 10.02.17 PTC
(22) 16A61386	Lionel Clark --- VERSUS --- Michael Dixon	Terance Madden Brian R Neary; Brian R Neary; Brian R Neary; Brian R Neary
	Tort - Premise Liability	Disco ext through 09.29.17 - atty Terance Madden had leave filed for 10/30 PTC
(23) 16A61499	Isiuwa Walter Osagie --- VERSUS --- Crista Couch	Clyde E Rickard, III.; Clyde E Rickard, III. Trevor G Hiestand
	Tort - Auto Accident	previously on 7/03; however, atty had leave filed which covered that date and 2 attys had leave filed that covered 9/05, and Oct calendars, so case moved to 12.04.17.
(24) 16A61959	Allison Cusick --- VERSUS --- Pamela S Taghavipour	LANE W CHARLES Robb J Cruser; Katherine P Brown
	Incoming Transfer	previously continued from the 10/02 calendar by joint request



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(25) 16A62697	Constance Jefferson --- VERSUS --- Nequa Martin	Gerry Carty
	Personal Injury	Disco exp: 07.31.17 - continued for 60 days from the 09.05.17 PTC
(26) 17A63043	Latonya Weston --- VERSUS --- Brandi Kenner Insurance Company, GEICO General	Adam H. Long Robb J Cruser
	Personal Injury	Disco exp: 10.04.17
(27) 17A63089	Nikki Dorsey --- VERSUS --- Jasmine J Marshall	Tim C Cramer KRISTIN L HALL
	Tort - Auto Accident	Disco exp: 08.22.17 - depos scheduled for Oct, so case scheduled to Dec PTC
(28) 17A63266	Valencia Nixon --- VERSUS --- Yusuf Osman GEICO	Jo Ann Fields
	Tort - Auto Accident	Disco exp: 09.24.17



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Case	Parties	Attorneys
(29) 17A63337	Jose Rosales Rueda	Darrell T Farr
	--- VERSUS ---	
	Shalonda L. Taylor	Kenneth C Wilson
	Allstate Indemnity Company	
	Tort - Auto Accident	Disco exp: 10.18.17
(30) 17A63428	Kim An Phan	Gerry Carty
	--- VERSUS ---	
	Angel Maria Nicole Macias	Timothy J Gardner
	Personal Injury	Disco exp: 10.28.17
(31) 17A63562	Lindel Riley	Chauncy Bailey
	--- VERSUS ---	
	Myung Hyuk Park	Crystal D Kesler
	Personal Injury	Disco exp: 10.11.17
(32) 17A63617	Jarrett McCorkle	
	--- VERSUS ---	
	chester forsythe	Trevor G Hiestand; Trevor G Hiestand
	Personal Injury	Disco exp: 10.20.17



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(33) 17A64039	Robert Williams --- VERSUS --- Jonathan Lawrence Robins	Ralph E Hughes Daniel C Prout, Jr.
	Incoming Transfer	Disco exp: 10/21/17
(34) 17A64105	Theresa Chu --- VERSUS --- Aubrey Wright GEICO GENERAL INSURANCE Magistrate Transfer to State Court	Randal E Fry Matthew Williams Jury Demand filed by UM - previously on a bench trial track due to no jury demand
(35) 17A64706	Daimler Trust --- VERSUS --- Alexander Bronola	Rebecca Strickland Danny D Patterson, Jr.
	State General Civil	Disco exp: 09.01.17