

STATE COURT OF DEKALB COUNTY

Judge Mike Jacobs

CIVIL MOTIONS CALENDAR

September 9, 2019

1:30 p.m.

Division 5
Judicial Tower
3rd Floor, Courtroom C

Tamika Thompson
Civil Calendar Clerk
404.371.4974

www.dekalbstatecourt.net

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

In re:

ALL CIVIL CASES ON
MOTIONS CALENDARS

}
} Division 5
} Judge Mike Jacobs
}

**STANDING ORDER REGARDING
CIVIL MOTIONS CALENDARS**

This Order shall apply in all civil cases that are scheduled on the Court's motions calendars. The Clerk is directed to file and serve a copy of this Order in each scheduled case. This Order will be filed one time in each case and will apply to all future motions calendars. All parties should read this Order carefully and comply with its provisions.

On the motions calendar, the Court will conduct a hearing on all motions pending in a scheduled case for which the response period provided in Uniform Superior Court Rule 6.2 has elapsed prior to the date of the hearing, regardless of whether the response period had elapsed at the time the calendar was published. If the movant for a particular motion fails to appear for the hearing, the motion will be denied for want of prosecution. Any non-movant who wishes to be heard on a pending motion must appear at the hearing. If the motion requires presentation of evidence, the evidentiary hearing will be conducted on this calendar.

All summary judgment motions will require a hearing even if a hearing has not been requested, except in non-complex debt collection cases in which no party has requested a summary judgment hearing. Additionally, parties are reminded that "[u]pon any motion for summary judgment pursuant to the Georgia Civil Practice Act, there shall be annexed to the notice of motion a separate, short and concise statement of each theory of recovery and of each of the material facts as to which the moving party contends there is no genuine issue to be tried.

The response shall include a separate, short and concise statement of each of the material facts as to which it is contended there exists a genuine issue to be tried.” Unif. Super. Ct. R. 6.5.

Failure to file the Rule 6.5 statement before the date of a summary judgment hearing may result in denial of the motion for summary judgment or striking of the response. Before the hearing date, the parties also must file the original sealed depositions for any testimony cited in any filings in support of or in opposition to summary judgment.

The requirement that the parties file original sealed depositions before the hearing date likewise shall apply to any testimony cited in any filings in support of or in opposition to a motion to exclude expert opinion testimony pursuant O.C.G.A. § 24-7-702.

All discovery motions must include a certificate of a good faith conference pursuant to Uniform Superior Court Rule 6.4(B). If the Rule 6.4(B) certificate was not filed with the original motion, the required good faith conference must occur and the motion must be amended to include the certificate prior to the hearing date. If an amended motion and certificate are not filed on or before such deadline, the motion may be denied.

If the movant wishes to withdraw a pending motion, this must be done prior to the hearing date through a written notice filed with the State Court Clerk, with a courtesy copy furnished to Tamika Thompson, Civil Calendar Clerk for Division 5.

All attorney conflicts will be resolved as provided in Uniform Superior Court Rule 17.1. All attorney leaves of absence affecting the calendar and filed after the calendar is published will require an application and Court approval pursuant to Uniform Superior Court Rule 16.2.

Any questions regarding the civil motions calendar should be directed to Tamika Thompson, Civil Calendar Clerk, at (404) 371-4974 or tnthompson@dekalbcountyga.gov.

SO ORDERED, this 8th day of August, 2019.

A handwritten signature in blue ink, appearing to read "Mike Jacobs", written over a horizontal line.

MIKE JACOBS, Judge
State Court of DeKalb County



State Court Civil Calendar
JUDGE Mike Jacobs
Civil Motions Calendar

09/09/2019
1:30 PM
Courtroom 3C

Case	Parties	Attorneys
(1) 08A92154	AFFINITY FEDERAL CREDIT UNION --- VERSUS --- RUBY N JOHNSON	Richard M Howe
	Tort - Auto Accident	***PETITION FOR SCIRE FACIAS-6/12/19***
(2) 08A98431	CHANCEY HOPE --- VERSUS --- DARRYL RICHARDSON	R SCOTT STEVENSON
	Personal Injury	***PETITION FOR SCIRE FACIAS-5/28/19***
(3) 14A52841	COLUMBUS BANK AND TRUST COMPANY --- VERSUS --- B&Z CONSTRUCTION SERVICES INC	Jeremy B Ross
	State General Civil	*** APPLICATION FOR JUDGMENT-5/22/19***



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Courtroom 3C

Case	Parties	Attorneys
(4) 17A63198	Charles Porter --- VERSUS --- Mario Lee	Mark A. Molina Michael L Wetzel
	Personal Injury	***DEF'S RENEWED MOTN TO ENFORCE SETTELMENT- 5/10/13***
(5) 17A65710	The Cincinnati Ins. Co. a/s/o Stanislas Bouckaert --- VERSUS --- Classic Renovations, LLC & ABC, Inc.(s)	Bernard P Kistler, Jr. DAVID J MERBAUM; Todd E Hatcher; NED BLUMENTHAL
	State General Civil	***DEF GAFFNEY MOSJ-4/12/19*** ***DEF HENRY'S MOSJ- 4/12/19***
(6) 17A66564	Demetric R. Favors --- VERSUS --- Paradise Entertainment Group, Inc. dba Magic City	Shean D Williams Gary S Freed; Gary S Freed; Gary S Freed; Pro Se
	Tort - Premise Liability	



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Case	Parties	Attorneys
(7) 18A69138	Alexis Phelps --- VERSUS --- Cleveland Jackson	A J MITCHELL Pro Se; Nadia Nickerson
	Tort - Auto Accident	***DEF'S MOTN FOR RECONSIDERATION-6/14/19***
(8) 18A70094	SUNTRUST BANK --- VERSUS --- NORISILDA WOOD	LaSheka T Payne Pro Se
	Contract / Account	***PLTF'S MOSJ-5/2/19***
(9) 18A71222	Capital One Bank, NA --- VERSUS --- Shawndra Long	Allison K. Lovell
	Contract / Account	***PLTF'S MOVC-6/26/19***



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Case	Parties	Attorneys
(10) 18A71616	T'Ronda J. Flagg --- VERSUS --- Chirag U. Mehta	WILLIAM H THOMAS, JR Kate Cappelmann
	Personal Injury	***PLTF'S MOWD AS COUNSEL-7/15/19***
(11) 18A71798	ANIBAL ZAMAYOA --- VERSUS --- DEKALB COUNTY	W Bryant Green, III. James E Dearing, Jr.; Laura K Johnson; Enoch P. Hicks
	Tort - Auto Accident	***CITY OF ATL MOSJ***
(12) 19A72921	Derrick Clouden --- VERSUS --- Kurt Aquino	Andre Dennis Victoria L Shaw
	Tort - Auto Accident	***DEF'S MODI/MOCP-5/7/19***



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Case	Parties	Attorneys
(13) 19A73025	DUNWOODY GABLES --- VERSUS --- PATRICIA MOISE	Douglas L Brooks Pro Se
	Contract / Account	***PLTF'S MOSJ-4/10/19***
(14) 19A73142	Mary Anne Downing --- VERSUS --- Complete Care at Home LLC	Lloyd N Bell Brynda Rodriguez Insley; Pro Se
	Personal Injury	***MOTN FOR QUALIFIED PROTECTIVE ORDER-3/29/19***
(15) 19A73398	Gertrude Ndawilorere, as next friend of Vanesa --- VERSUS --- Cassandra Ann Fisher	Richard W Summers Mary Grace Bell
	Tort - Premise Liability	***DEF'S MODI-3/29/19***



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Case	Parties	Attorneys
(16) 19A74146	Salvatore Nappo --- VERSUS --- Alexander Templeman	William Taylor Payne Louis Levenson
	Personal Injury	***DEF'S MOTN TO CLOSE OR SHORTEN DISCOVERY-5/7/19***
(17) 19A74551	Noreen Rugut --- VERSUS --- WellStar Cobb	G Anthony Hall Paul E Weathington; Brian K Mathis; Paul E Weathington; Brian K Mathis; Paul E Weathington; Brian K Mathis
	Tort -Medical Malpractice	***MODI***