

**STATE COURT
OF DEKALB COUNTY**

**JUDGE KIMBERLY A. ALEXANDER
DIVISION VII**

CIVIL MOTIONS CALENDAR

FEBRUARY 27, 2025

AT 9:00 A.M.

**COURTROOM B
OF THE
JUDICIAL TOWER LOCATED
ON THE 2ND FLOOR AT
556 N. MCDONOUGH STREET
DECATUR, GEORGIA 30030**

**MICHELLE A. CHEEK
CIVIL CALENDAR CLERK**

404-687-3985

E-Mail to macheek@dekalbcountyga.gov

www.dekalbstatecourt.net

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

IN RE: February 2025 CIVIL MOTION CALENDAR

ORDER

The Civil Motion Calendar has been scheduled for February 27, 2025, at 9:00 a.m. in Courtroom 2B.

This hearing shall be only in-person unless ALL parties agree to appear virtually. To request a virtual appearance, parties must FIRST confer with each other. After obtaining everyone's consent, parties may then submit a Zoom link request via email **by February 20, 2025** to the Staff Attorney Robert Hawk at rahawk@dekalbcountyga.gov and Civil Case Manager Michelle Cheek at macheek@dekalbcountyga.gov. The email request must indicate that all parties consent to a virtual appearance. Please copy all other attorneys and parties (if *pro se*) in the email request. If a timely request satisfies the conditions above, then court staff will send Zoom information for the virtual hearing.

Concerning discovery motions, if parties have not done so already, they shall confer via telephone or in person at least one time **by February 20, 2025**, to discuss the motion and attempt to limit the scope of the disputed discovery.

Finally, Corporations and Limited Liability Companies (LLCs) must be represented by counsel duly licensed in the state of Georgia. Failure to appear with counsel could subject the pleading(s) of the entity to be struck and default judgment or dismissal entered.

SO ORDERED this 17th of December, 2024.


JUDGE KIMBERLY A. ALEXANDER
STATE COURT OF DEKALB COUNTY

cc: Parties via electronic service

THE STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA

ORDER


(Civil Motions Calendar)

Pending motions which are ripe for decision are hereby placed on the Civil Motions Calendar scheduled for **February 27, 2025, at 9:00 A.M.** in Courtroom B on the second floor of the Judicial Tower, located at 556 N. McDonough Street, Decatur, Georgia 30030. All parties and counsel are required to appear at the call of the Calendar and should be prepared to proceed with argument at that time.¹ Information concerning position on the Calendar is available at www.dekalbstatecourt.net.

The removal of any motion from this calendar shall be by Order of the Court only. A Motion for Continuance must be made in writing at least ten days before the hearing, and an Order must be submitted. If a case has settled or the issues have been resolved, the parties must notify **Michelle Cheek, Civil Case Manager, at (404) 687-3985** or macheek@dekalbcountyga.gov, and follow-up with a pleading confirming withdrawal of the motion or other disposition.

Failure to respond to the notice to appear at the Motions Calendar may result in dismissal of the pending motion or in any other action the Court may deem appropriate.

SO ORDERED this 9th day of January, 2025.



Kimberly A. Alexander, Judge
State Court of DeKalb County

¹ The Court hereby advises all parties that a corporation must be represented by an attorney in any civil proceeding in this Court. **Eckles v. Atlanta Technology Group, Inc.**, 267 Ga. 801, 485 S.E.2d 22 (1997). Any corporate party not represented by counsel by the call of this Calendar will not be heard during this calendar, and such corporate party risks the Court taking appropriate action including, but not limited to, judgment for the opposing party or dismissal of the claim or motion. Counsel for the corporate party must either appear in Court or must have filed a written entry of appearance on behalf of the corporation before the call of the Calendar.



**State Court Civil Calendar
 Judge Kimberly A. Alexander
 Civil Motions Calendar**

02/27/2025
 9:00 AM
 Courtroom 2B

Case	Parties	Attorneys
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(1)	21A04126	Errol Harrison	Laura Johnson Bailey
		--- VERSUS ---	
		Derrick Pyron	Kenya D Herring David S Beale Robert A Fischer

	Magistrate Transfer to State Court	PLAINTIFF'S MOTION FOR SANCTIONS
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(2)	22A01660	Antonio Francis	Andrew S Ashby Cha'yra Eddie Donald R Fountain, Jr Maxwell K Thelen Daniel D Walker
		--- VERSUS ---	
		Toyota Motor Corporation, and Et Al	Sara K Thompson Elizabeth C Christen Tracy Gregor Ferak R Brady Herman Anneka J Shepard Harold E Franklin, Jr. C Shane Keith Jason D Darneille

	Tort-Product Liability	PARTIAL CONSENT MOTION TO EXTEND DISCOVERY
		PLAINTIFF'S MOTION FOR SANCTIONS AGAINST THE TOYOTA DEFENDANTS FOR DEPOSITION MISCONDUCT AND OBSTRUCTION
		PLAINTIFFS' MOTION FOR LEAVE TO FILE UNDER SEAL



**State Court Civil Calendar
 Judge Kimberly A. Alexander
 Civil Motions Calendar**

02/27/2025
 9:00 AM
 Courtroom 2B

Case	Parties	Attorneys
(3) 22A04974	Terese Van Buren, as Executrix of the Estate of Mary Ann Lysak, Deceased	William F Holbert Michael A Prieto Joan M Woolley
	--- VERSUS ---	
	EWS Associates, LLC d/b/a Regency Home Care of North Atlanta, and Et Al	J Felicia LeRay Sora Kang
	Tort-Professional Negligence	PLAINTIFF'S MOTION TO COMPEL DISCOVERY AND BRIEF IN SUPPORT AS TO DEFENDANTS EWS ASSOCIATES, LLC D/B/A REGENCY HOME CARE OF NORTH ATLANTA AND SCHUETZ ENTERPRISES, INC
(4) 23A00292	Timothy Barnhill	Robert Fickett Allison M Whitfield
	--- VERSUS ---	
	Georgia Power Company	Jeffery Emery Tompkins Tiffany Carter Sellers Ebonei B Simpkins
	State General Civil	DEFENDANT GEORGIA POWER COMPANY'S MOTION FOR SUMMARY JUDGMENT
(5) 23A02182	Larry Travis	James P Myers Charles L Clay, Jr. Tyler W Henderson Wesley C Taulbee
	--- VERSUS ---	
	Reliance Express, Inc, and Et Al	Canon T Corbitt Melissa L Bailey
	Personal Injury	DEFENDANT RELIANCE EXPRESS, INC'S AND SONA SAMBI'S MOTION FOR SUMMARY JUDGMENT



State Court Civil Calendar
Judge Kimberly A. Alexander
Civil Motions Calendar

02/27/2025
9:00 AM
Courtroom 2B

Case	Parties	Attorneys
(6)	23A03753	Lonyay Sangster
		Eldridge Suggs, IV. Robbin Shipp
	---	VERSUS ---
	Dr. Gary R McGillivray, and Et Al	Kyle H Sparwath Stephen H Sparwath
	Tort -Medical Malpractice	DEFENDANT'S MOTION FOR SUMMARY JUDGMENT
(7)	23A04261	Wells Fargo Bank, NA
		Alexandria Capers
	---	VERSUS ---
	Jacquelyn R Crawford	William R Carlisle
	Contract / Account	PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT
(8)	23A05415	Robert Steel
		David N Krugler Laura L Voght
	---	VERSUS ---
	US HealthVest, LLC, and Et Al	Amy M Hoffman Thomas E Lavender, III. David M Clarke Robbin L Wilder Jo A Jagor Tyler D Knauss
	Tort - Wrongful Death	JOINT MOTION FOR IN CAMERA INSPECTION & MOTION TO SEAL



State Court Civil Calendar
Judge Kimberly A. Alexander
Civil Motions Calendar

02/27/2025
9:00 AM
Courtroom 2B

Case	Parties	Attorneys
(9) 24A00636	Shandi Sutton	Gabriel Anthony-Hall Kingdom
	--- VERSUS ---	
	COG Logistics, LLC, and Et Al	Michael C Davis Kristen J Medwick
	Tort - Auto Accident	PLAINTIFF'S MOTION TO STRIKE DEFENDANT ARNOLD BUSH'S ANSWER, OR, IN THE ALTERNATIVE, TO COMPEL COMPLETE DISCOVERY RESPONSES TO PLAINTIFF'S TO FIRST INTERROGATORIES AND REQUESTS FOR PRODUCTION DEFENDANTS KENNETH OXENDINE AND COG LOGISTICS, LLC'S MOTION FOR SUMMARY JUDGMENT
(10) 24A01799	Milton Haase, Jr.	
	--- VERSUS ---	
	Jerrald Roles	Dennis A Brown Craig A Brookes Billy Fawcett Donnell J Collins Sarah E Akinosho Kellor A Johnson
	Tort - Wrongful Death	ALL PENDING MOTIONS



State Court Civil Calendar
Judge Kimberly A. Alexander
Civil Motions Calendar

02/27/2025
9:00 AM
Courtroom 2B

Case	Parties	Attorneys
(11) 24A04458	Fredy Valle	Edward A Piasta Haley K Kairab Benjamin R Rosichan
	--- VERSUS ---	
	BCORE MF Perimeter Drexel, LLC, and Et Al	Mark L Pickett Colton J Carpenter
	Personal Injury	DEFENDANT BCORE MF PERMITER DREXEL, LLC'S MOTION TO DISMISS PREFERRED APARTMENT COMMUNITIES, INC AND SABRINA BROWN