

**IN THE SUPERIOR COURT OF COLQUITT COUNTY, GEORGIA
PRE-TRIAL CALENDAR
AUGUST TERM, 2022**

ALL COUNSEL ARE TO BE FAMILIAR WITH, AND ADHERE TO, ALL PROVISIONS OF THIS NOTICE.

Pre-trial conferences will be held on October 13, 2022 in room 248 in the Annex Building, located at 101 East Central Avenue, Moultrie, Georgia.

Jury Trials:

ALL CASES TO BE TRIED BY A JURY WILL BE REQUIRED TO ATTEND THE PRE-TRIAL CONFERENCE and PREPARE A PRE-TRIAL ORDER.

Non-Jury Trials:

A pre-trial order will not be required for the cases that are designated as non-jury matters. Counsel for each party shall confer and submit to the court, in writing, no later than October 11, 2022, the contentions of the parties, the time estimated in hours to try the matter, and whether the presence of a court reporter is required.

If counsel fails to confer, then appearance by both counsel will be required at the pre-trial conference. If counsel submits a conflict notice for the October 13, 2022 pre-trial conference, the Court will expect counsel to confer and submit the contentions to the Court prior to the October 11th deadline date.

Absolutely NO announcements by phone call will be accepted. Announcements MUST be submitted through the required channels as detailed. Counsel's excusal from appearing MUST be confirmed by the Judge's office. Failure to confirm excusal, coupled with failure to appear at pre-trial conferences, shall subject the offending counsel to sanctions as provided in Uniform Superior Court Rule 14.

SO ORDERED, this 9th day of September, 2022.



**JUDGE BRIAN A. MCDANIEL
SUPERIOR COURTS, SOUTHERN JUDICIAL CIRCUIT**

**IN THE SUPERIOR COURT OF COLQUITT COUNTY, GEORGIA
PRE-TRIAL CALENDAR
AUGUST TERM, 2022**

NOTICE

Pre-trial conferences on the within cases will be held on **October 13, 2022**, in room 248 in the Annex Building, located at 101 East Central Avenue, Moultrie, Georgia, at the date and time assigned herein for each respective case. **ALL COUNSEL ARE TO BE FAMILIAR WITH, AND ADHERE TO, ALL PROVISIONS OF THIS NOTICE.**

Attention is directed to Uniform Superior Court Rules (U.R.) 7.1, 7.2, and 14, which are by reference incorporated herein. The Uniform Superior Court Rules will be referred to hereinafter as "U.R."

A copy of this order is included by reference in every pre-trial order filed in the Southern Judicial Circuit.

No case will be placed on the Trial Calendar without a pre-trial order being filed therein in accordance with U.R. 7.2 and this notice, unless otherwise ordered by the Court.

The Court directs that counsel for both parties confer at their earliest convenience to refine the issues, arrive at all possible stipulations, exhibit and exchange documentary evidence, and furnish each other a written statement of their contentions.

After so conferring, counsel for the plaintiff shall prepare a pre-trial order which shall be in compliance with U.R. 7.2 as is applicable to the particular type case. The proposed pre-trial order shall also state:

- (1a) The type of case (Personal Injury, Property Damage, Divorce, Counterclaim, etc.);
- (4a) Whether counsel will agree to waive jury trial, agree to trial by a six person jury, proceed with a lesser number of jurors than selected should any of them be unable to complete the trial for any reason;
- (6a) Plaintiff's contentions of applicable law;
- (7a) Defendant's contentions of applicable law;
- (8a) Issues of law;
- (13a) Facts established by pleadings;
- (14c) Documents to be admitted into evidence without objection;
- (16a) A statement of other ordinances and statutes applicable.

Such proposed pre-trial order shall be presented to the court, in duplicate, at the pretrial conference; **OR** counsel for the parties may sign and deliver the original and one copy of same to:

**JUDGE BRIAN A. MCDANIEL
P.O. BOX 2227
MOULTRIE, GA 31776
BAM@SOUTHERNJUDICIALCIRCUIT.COM**

on or before the 11th day of October, 2022. (U.R. 7.2) IF A PRE-TRIAL ORDER HAS ALREADY BEEN ENTERED, THIS PROVISION MAY BE COMPLIED WITH BY PROVIDING A COPY TO THE COURT. Upon reviewing the proposed pre-trial order, the Court may, in its discretion, notify counsel that same is approved and that counsel are excused from the scheduled pre-trial conference.

Unless so notified by the Court, counsel for all parties shall attend the scheduled pre-trial conference.

The Court directs that counsel for all parties in **Domestic Relations** cases submit to the Court along with the proposed pre-trial order, or at the time of the scheduled pre-trial conference, one list of all assets of the parties which are to be divided by the jury as separate property or separate debt, and one list of marital property and marital debt. Any asset not on one of said lists, will not be submitted to the jury. The list of marital property and debt shall contain a proposed allocation of such asset or debt and shall also contain an indicated space for the awarding of such asset or debt by the jury.

All objections to testimony on file with the Court shall be called to the Court's attention at the time the proposed pre-trial order is submitted or shall be deemed to have been waived; objections to depositions taken after the time of the submission of the pre-trial order shall be called to the court's attention and disposed of prior to trial week or shall be deemed to have been waived.

No exhibit will be admitted unless submitted to and initialed by opposing counsel, and numbered prior to the selection of the jury.

Any person not listed under the "will have present" or the "may have present" witness list in the pre-trial order, shall not be allowed to testify.

The parties shall jointly prepare a proposed verdict form and submit the same to the court at the time of the pre-trial conference; if the parties are unable to agree on a form, each party shall submit a proposed form to the court.

A copy of all proposed Requests to Charge shall be delivered to the Court at the time of the submission of the proposed pre-trial order or at the pre-trial conference. The original request need not be filed nor copy furnished to opposing counsel until commencement of the trial. (U.R. 10.3)

If no defensive pleadings have been filed and the case is in default, plaintiff's counsel shall bring a proposed default judgment to said conference. If the case is in default and the claim is ex delicto or based upon an unliquidated claim, plaintiff's counsel shall present evidence at said conference on the issue of damages and present a proposed judgment therefor to the Court at said conference.

If the case is to be dismissed, dismissal must be filed with Clerk prior to pre-trial conference and judge's office notified, or written dismissal should be brought to the pre-trial conference.

If the case is a Divorce action and no defensive pleadings have been filed, or there are no issues remaining for trial, counsel for the plaintiff shall present evidence on the issue of divorce and a proposed decree at said conference.

NON-JURY TRIAL CASES

*A pre-trial order will not be required for the cases that are designated as non-jury matters **IF** counsel for each party confers and submits to the court, in writing, no later than October 11th 2022, the contentions of the parties, the time estimated in hours to try the matter, and whether the presence of a court reporter is required.

SO ORDERED, this 9th day of September 2022.



HON. BRIAN A. MCDANIEL
JUDGE, SUPERIOR COURTS
SOUTHERN JUDICIAL CIRCUIT

IN THE SUPERIOR COURT OF COLQUITT COUNTY, GEORGIA
CIVIL PRE-TRIAL CONFERENCE CALENDAR
OCTOBER 13, 2022

HONORABLE BRIAN A. MCDANIEL, PRESIDING

NOTE: Civil Trials for the following cases are scheduled for the week of November 28, 2022, contingent upon cases having completed mediation. ANY CASES NOT MEDIATED, OR NOT HAVING BEEN PREVIOUSLY MEDIATED, OR NOT HAVING BEEN PREVIOUSLY EXEMPTED FROM MEDIATION, WILL NOT BE TRIED DURING THE TRIAL WEEK OF NOVEMBER 28, 2022.

<u>TIME</u>	<u>CASE NO.</u>	<u>CASE</u>	<u>ATTORNEY</u>
9:30am	2021-CV-0414	Jeffrey Gray vs. Pete Dillard, Brittany Johnson, Jeriah Ruiz Valdez Newton, City of Moulrie	Jordan Johnson Raleigh Rollins
	2021-CV-0140	Jeffery Copeland vs. Gregory Pittman & Mary Powell	Jody D. Peterman N. Matthew Monroe Matthew Lawrence
	2022-CV-0002	Swede Johnson vs. Sahara Kenndy	Sam Dennis Stephen Delk

10:00am	2021-CV-0260	George Plymel vs. Vern & Fireball's Inc. d/b/a The Wall Hugger Saloon, et. al	Robert D. Howell W. Edward Meeks, Jr. Andrew Dove C. Jason Wilcox
	2017-CV-0247	Pinnacle Agriculture Distribution, Inc. vs. Darren Bryant	Michael A. Strickland Wesley J. Boyer
	2021-CV-0061	Anthony Sullivan vs. Donald Paulk	O. Wendell Horne Leslie Kennerly Sherman Moody Bryce Moody

11:00am	2020-CV-0183	Sandra Robinson vs. Lorenzo Resendez, Salvador Angel Garza	Mickey E. Waller pro se
	2021-CVD-0067	Alan Dell vs. Kristina Burdette	Mickey E. Waller pro se

11:00am	2022-CVD-0110	Angel Betancourt vs. Lelanyia Betancourt	Joseph D. Weathers Mickey Waller
11:15am	2022-CVD-0122	Michael Bevel vs. Sonja Bevel	Joseph D. Weathers Hayden L. Willis
	2021-CVD-0430	Alex Salinas-Perez vs. Amtaro De Los Angels	Joseph D. Weathers Aurora O. Kirbo
	2020-CVD-0038	Daniel Argo vs. Catherine Pierce	Joseph D. Weathers Aurora O. Kirbo
11:30am	2021-CVD-0392	Jennifer Dorsey vs. Stephen Sims	Megan Lane Robert Walker
	2019-CVD-0469	Stephanie Buckner vs. Mark Buckner	Dorothy K. McCranie Robert Walker
	2021-CVD-0517	Lisa Gainous vs. Timothy Gainous	Dorothy K. McCranie pro se
11:45am	2021-CVD-0472	Mercedes Rollins vs. Brett Rollins	Dorothy K. McCranie John Strickland, Jr.
	2021-CVD-0358	Michael Rogers vs. Jessica Dean	John Strickland, Jr. pro se
	2020-CVD-0245	Christy Hutcherson vs. Justin Rogers	David S. Herndon Dorothy K. McCranie
	2021-CVD-0456	Michael Cox vs. Vivian Cox	David S. Herndon Coleman Brice
12:00pm	2020-CVD-0355	Lana Williams vs. Earnest Williams	Chimere Chisolm-Trimble Willie Weaver
	2021-CVD-0318	Andrew Greene vs. Brittany Greene	Bree Sullivan-Howell John Spurlin

12:00pm	2021-CVD-0482	Travis Giddens vs. Glinda Cannon	Karla Walker Jennifer E. Williams
	2021-CVD-0486	Debbie Conner vs. Jessica Conner, Lucio Rosales	Nancy Anderson Latesha Bradley

12:15pm	2022-CVD-0020	Curt Paulk vs. Tammy Paulk	Jeanie Tupper pro se
	2022-CVD-0056	Cody Johnson vs. Jasmine Lindsey	Elizabeth Torres pro se
	2022-CVD-0082	Anne Bailey vs. William Bailey	Samuel Thomas pro se
	2020-CVD-0267	Anthony Pollock vs. Montana Mathis	Lawton Heard pro se
	2021-CVD-0269	Logan Smith vs. Billy Slocumb	Tommy Thigpen pro se

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CLERK'S CERTIFICATE

This is to certify that I have this date mailed a true and correct copy of the foregoing Pre-Trial Calendar to all attorneys having cases listed thereon, to each Pro Se party listed thereon, and to the Judge scheduled to hold Pre-Trial Conferences.

This ____ day of September, 2022.

CLERK, COLQUITT COUNTY SUPERIOR COURT