BEST PRACTICES/ DOCKET MANAGEMENT/ COURT CALENDARS

Moderator: Hon. Stacey Hydrick; Panelists: Hon. David Darden, Hon. Ralph Powell, & Hon. Ethelyn Simpson

HOW WE DO THINGS...

MODERATOR:

Judge Stacey Hydrick
DeKalb County State Court

PANELISTS:

Judge David Darden
Cobb County State Court

Judge Ethelyn Simpson
Clarke County State Court

Judge Ralph Powell
Worth County State Court

REQUEST FOR APPOINTED COUNSEL

IN THE STATE COURT OF BIBB COUNTY
STATE OF GEORGIA

STATE OF GEORGIA :
:
v. : ACCUSATION NO.:
:
_____ :

APPLICATION FOR APPOINTMENT OF COUNSEL AND
CERTIFICATE OF FINANCIAL RESOURCES

I am the Defendant in the above-styled action. I am charged with the misdemeanor offense(s) charged on the Accusation. I cannot afford to hire a lawyer to assist me. I want the Court to provide me with a lawyer. I understand that I am providing this information in this declaration in order for the Court to determine my eligibility for a court-appointed lawyer, paid for by Bibb County, to defend me on the above charges.

1. Name: _____ Telephone No.: _____
   Mailing Address: _____
   City: _____ Zip Code: _____ DOB: _____ Age: ____

   Highest grade in school completed: _____

1. If employed, employer is _____
   Net take home pay is (gross minus State, federal and Social Security taxes):
   _____ (Weekly) _____ (Monthly)

2. If unemployed, how long? _____ List other sources of income such as Unemployment Compensation, Welfare or Disability Income and the amounts received per week or month: _____
   _____
   _____

3. Are you married: _____ Is your spouse employed? _____

4. Number of your children living in the home: _____ Ages: _____
   _____
   _____

5. Dependents (other than Spouse or Children) in home, Names, Relationship, Amount Contributed to their support: _____
   _____

6. Do you own a motor vehicle? _____ Year and Model: _____

7. Do you own a home? _____ Value: _____ How much do you owe on the home? _____

8. Amount of house payment or rent payment each month? _____

9. List checking or savings accounts or other deposits with any bank or financial institution and the amount of deposits: _____

10. List other assets or property including real estate, jewelry, notes, bonds or stocks: _____

11. List any bills you pay on a regular basis (weekly, monthly, etc.) and the amount of each of those payments. _____
_____
_____

12. List any extraordinary living expenses and amount (such as regularly occurring medical expenses): _____
_____

13. Child Support payable under any court order: _____
_____

14. Do you understand that the Court may require you to make reimbursements to Bibb County of attorney's fees paid for you? _____
_____

I have read (had read to me) the above questions and answers and they are correct and true.

The undersigned swears that the information given herein is true and correct and understands that a false answer to any item may result in a charge of perjury.

This _____ day of _____, 20__.

_____
DEFENDANT'S SIGNATURE

ORDER

Defendant having sworn to and subscribed before me the information provided on this form by Defendant is true and correct, and having considered the matter, the Court finds as follows:

_____ Defendant is indigent and entitled to the appointment of counsel, OR

_____ Defendant IS NOT indigent and does not qualify for the appointment of counsel.

This _____ day of _____, 20__.

_____
JUDGE, STATE COURT OF BIBB COUNTY

IN THE STATE COURT OF COBB COUNTY
STATE OF GEORGIA

STATE OF GEORGIA,	)	
	)	
vs.	)	CASE NO. _____
	)	
_____,	)	
Defendant.	)	
	)	

ORDER TO INTERVIEW WITH CIRCUIT DEFENDER'S OFFICE - ARRAIGNMENT

Defendant having appeared before the Court *pro se*, and having indicated a desire to be interviewed for appointment of counsel through the Cobb County Circuit Defender's Office, Defendant is hereby ordered to immediately interview with the Circuit Defender's Office for determination of qualification for appointment of counsel.

SO ORDERED, this ____ day of _____, 20___.

_____
DAVID P. DARDEN, JUDGE
STATE COURT OF COBB COUNTY

I understand I have been ordered to interview *today* with the Circuit Defender's Office. I also understand that if I do not interview today or if I do not submit the requested financial paperwork, then I will not have an appointed attorney.

_____
Defendant

_____
Date

IN THE STATE COURT OF COBB COUNTY
STATE OF GEORGIA

STATE OF GEORGIA	*	
	*	
v.	*	CASE NO. _____
	*	
_____	*	
Defendant	*	

ORDER OF APPOINTMENT OF COUNSEL

The above-referenced matter having been brought before this Court for a hearing; and

The Court being of the opinion that it is in the best interest of the accused or is necessary that an attorney be appointed to represent the accused;

_____ is hereby appointed as counsel. Counsel's phone number is _____. It is further the Order of this Court that, upon completion of the case, the Court will determine whether or not the accused should be required to pay any or all of the costs and expenses of the attorney.

The above-styled case is **scheduled for** _____, _____, said calendar beginning at **9:00 a.m.**, in Courtroom 4 "A," 4th Floor, State Court of Cobb County, 12 East Park Square, Marietta, Georgia.

SO ORDERED, this ____ day of _____, 20___.

_____
JUDGE DAVID P. DARDEN
STATE COURT OF COBB COUNTY

WAIVER OF COUNSEL

IN THE STATE COURT OF COBB COUNTY
STATE OF GEORGIA

STATE OF GEORGIA
vs. Case No. _____

_____
Defendant

DEFENDANT'S RIGHT TO AN ATTORNEY

As a person accused of a crime, you have the right to be represented by an attorney during all stages of the proceedings, including plea hearings. If you cannot afford an attorney, you have the right to have an attorney appointed to represent you. If you wish to be interviewed to determine whether you qualify financially for a court appointed attorney, you may apply at the Cobb County Circuit Defender's Office, 30 Waddell Street, Marietta.

Although you have the right to speak with the prosecutor about your case, you are under no obligation to do so. Anything you say to the prosecutor can be used in evidence against you.

Also, although you may waive the right to an attorney, it is important that you be aware that an attorney can help you to understand

1. The nature of the charges against you;
2. Any statutory lesser-included offenses;
3. The range of possible punishments for the charges, including a jail sentence for up to 12 months on each misdemeanor count;
4. Possible defenses, including but not limited to, defenses of double jeopardy, justification, alibi, misidentification, and others;
5. Mitigating circumstances; and
6. Any other facts necessary for a broad understanding of the matter.

The judge cannot assist you in identifying or developing these matters because the judge must remain impartial as between you and the prosecutor and cannot practice law. The judge cannot assist either side against the other.

If you were to waive your right to an attorney, you must also understand that at trial

1. The rules of evidence will be enforced by the judge;
2. If the trial is a jury trial, you must make decisions with regard to the process of interviewing the jurors and the striking of jurors;
3. You must make decisions with regard to the calling of witnesses to testify on your behalf;
4. The State has the burden of proving its case beyond a reasonable doubt;
5. You are not required to testify at trial, but if you do testify, you would be subject to cross-examination by the prosecutor;
6. Issues must be properly preserved by way of timely objections and, in order to raise them on appeal, the proceedings must be taken down and transcribed by a court reporter.

Even if you choose to waive an attorney now, you can change your mind and obtain an attorney later. But you must act diligently in obtaining an attorney, either appointed or retained. If you do not act diligently, it is possible that you might later be deemed to have waived your right to an attorney.

I have taken the time to thoroughly read the above.

_____ **I choose to waive my right to an attorney.**
[Initials]

_____ **I do not waive my right to an attorney, and I will either retain an attorney or seek a court appointed attorney.**
[Initials]

This _____ day of _____, 20___. _____
Defendant

Revised 06/23/14

Filed in open court, this _____ day of _____, 20__. Deputy Clerk: _____

IN THE STATE COURT OF COBB COUNTY
STATE OF GEORGIA

STATE OF GEORGIA	*	
	*	
vs.	*	CASE NUMBER:_____
	*	
	*	
_____	*	
DEFENDANT	*	

NOTICE REGARDING REPRESENTATION AT TRIAL

Having entered a plea of "Not Guilty" in the above-styled case, having requested a trial, and having appeared before this Court without the representation of an attorney, I hereby acknowledge that the Court has informed me as follows:

1. If I cannot afford an attorney, I understand that I may be interviewed by the Cobb County Circuit Defender's Office to determine if I am eligible for a court-appointed attorney. I further understand that if I receive the assistance of a court-appointed attorney and am found guilty at trial, I may be required to reimburse the county for the cost of said court-appointed attorney.

2. It is possible that I may receive a jail sentence or a sentence involving probation for up to 12 months per misdemeanor count.

3. The rules of evidence will be enforced by the judge during my trial.

4. If I have a jury trial, I must make strategic decisions with regard to voir dire and the striking of jurors.

5. I must make strategic decisions with regard to the calling of witnesses to testify on my behalf.

6. I understand that the State has to prove its case beyond a reasonable doubt and that I am not required to testify at my trial. If I do testify at trial, I understand that I am subject to being cross-examined by the prosecutor.

7. I must evaluate and present any available defenses to me, including, but not limited to, the defenses of double jeopardy, justification, alibi, and/or misidentification.

8. I understand that all issues must be properly preserved by timely objections and transcribed at trial in order to raise them on appeal.

Understanding these things, I voluntarily waive the right to an attorney and hereby choose to proceed to trial representing myself *pro se*.

This _____ day of _____, 20_____.

Tendered to the Court prior to trial:

_____ _____

Judge, State Court Of Cobb County DEFENDANT

IN THE STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA

DEFENDANT:_____ CASE NO.:_____

WAIVER OF RIGHT TO THE ASSISTANCE OF COUNSEL DURING TRIAL

I am not under the influence of alcohol or drugs and am not suffering from any mental or physical disability.

I have been advised of and understand the nature of the charges against me, the maximum and minimum punishment provided by law, including the possible imposition of jail time, and my right to be represented by a private attorney, or by a public defender, if I am eligible. (Check one of first three lines *and* one of last two)

_____ I have made application and understand that I **am not** eligible for the assistance of the public defender.
_____ I have made application and understand that I **am** eligible for the assistance of the public defender.
_____ I understand that I may qualify for the assistance of the public defender, but I have chosen not to make application.

_____ I intend to hire a private attorney to represent me at trial.
_____ I intend to represent myself at trial.

I have been advised by the Court of the dangers of proceeding to trial without the assistance of counsel and the possibility of a **jail sentence**. I understand that a lawyer might be able to discover and raise defenses to the charge(s) against me, discover weaknesses in the State's case, offer advise that might otherwise benefit me during my trial, and/or present circumstances in mitigation of any sentence which may be imposed.

I understand that I have the right to remain silent at trial, and **I am not required to testify** or offer any other evidence at trial. I will have to determine what witnesses to call and whether to testify without the advice of a lawyer. I will also have to handle juror questioning and selection by myself.

I understand that **I will be bound by the rules of evidence** and trial procedure during my trial even though I have not been trained as a lawyer.

I understand that appeals are for the correction of errors and to successfully appeal I must show an error made by the Court. Normally this requires a transcript showing a request by me that was turned down by the Court. In order to obtain a transcript, **I must request that my case be recorded and pay for the take-down** unless I am indigent (too poor to pay for it myself). Any notice of appeal or motion for new trial must be filed within **thirty** days of my sentence.

_____
Defendant Date

Faretta warnings given _____
Date

_____
Judge, State Court of DeKalb County

FARETTA 6/15/2005

IN THE STATE COURT OF HENRY COUNTY

STATE OF GEORGIA

STATE OF GEORGIA	)	
v.	)	
	)	ACCUSATION NO.: ____SR
,	)	
Defendant.	)	

WAIVER OF RIGHT TO COUNSEL AT TRIAL

As Defendant named above, I understand that I have a constitutional right to an attorney. I understand that an attorney can inform me of the nature of the charge or charges against me and the statutory offenses included within the charges, that an attorney can notify me of the range of allowable punishments that may be imposed if I am convicted of the charge or charges, and that an attorney can provide me with possible defenses to the charges and circumstances in mitigation thereof. I know that an attorney can help me understand the facts essential to a broad understanding of the matter for which I am appearing before the Court.

I also understand that if I can't afford to hire an attorney, I have the right to ask the Court to appoint a lawyer for me, and this right applies at all stages of the prosecution.

I also understand that, if convicted, I may be punished by imprisonment for up to 12 months per offense and a fine up to $5,000 per offense. I further understand that, in the absence of representation, I will be responsible for following the rules of evidence, for making strategic decisions about the calling of witnesses and my own right to testify; and for having the issues in this case properly preserved and transcribed so that I may raise them on appeal. Finally, I understand that I may have one or more of the following defenses available to me at trial: abandonment of effort, accident, alibi, consent, coercion, defense of property, defense of others, delusional compulsion, discriminatory prosecution, duress, entrapment, ignorance or mistake, immunity, infancy, insanity, intent, intoxication, justification or excuse, law enforcement authority or assistance thereof, legal or factual impossibility, mental capacity, misidentification, necessity, public duty, self-defense, and wrongful act of victim.

Despite knowing this, and knowing that I have a right to an attorney and that being represented by an attorney can provide me with the foregoing knowledge, I voluntarily, knowingly, and intelligently waive my right to counsel and choose to represent myself.

This _____ day of _____, 20____.

_____
Defendant

WAIVER OF JURY TRIAL

As Defendant named above, I understand that I have the right to trial by jury on the charges against me. I hereby waive my right to trial by jury and request that this matter be tried by a judge sitting without a jury.

This _____ day of _____, 20____.

_____
Defendant

After colloquy in open court, the Court finds that the Defendant has made a knowing and voluntary waiver of the right to counsel and trial by jury.

This _____ day of _____, 20____.

_____
Chief Judge, State Court of Henry County

IN THE STATE COURT OF BIBB COUNTY
ELECTION FORM AS TO RIGHT TO COUNSEL

Defendant: _____ Case No.(s): _____

READ THIS FORM (BOTH SIDES) CAREFULLY OR HAVE IT READ TO YOU.

I am the defendant in the Accusation(s) noted above. I am not presently under the influence of alcohol or drugs. I am not suffering from any disability which would prevent me from understanding what I am doing. I have been advised of the charges(s) filed against me and the maximum punishment provided by law, including the possibility of going to jail, either as a part of the original sentence or later should I violate my probation or suspended sentence.

I understand I have the right to be represented by an attorney at all stages of the criminal process including trial. I further understand that if I desire to be represented by an attorney and cannot afford to hire one myself then I have the right to have an attorney appointed by the Court to represent me and paid for by Bibb County. I understand the Court will ask me to provide information about my financial status if I request an appointed attorney.

I further understand that I have the right to waive (give up) my right to a retained or appointed attorney and to represent myself. I fully understand and appreciate the dangers of representing myself, including the possibility of being sentenced to time in jail. I understand that an attorney can be helpful to me in explaining my rights in more detail, in investigating my case, and in helping me to decide what plea I should enter in the case. I understand an attorney has education and experience concerning the rules of evidence and procedure as enforced in court, how to select a jury if I desire a jury trial, how to decide about trial strategies as to the calling and examination of witnesses and whether I should testify on my own behalf, and how to properly preserve and transcribe issues for appeal. I understand I may have defenses for which an attorney can be helpful in evaluating and presenting, such as reliance on the presumption of innocence, justification, alibi, and misidentification.

With the benefit of the advice and information provided above, as further explained to me by the Court, I now elect as follows (as shown by the placement of my initials on the appropriate line):

(_____) I desire to be represented by an attorney and will pursue all diligent and reasonable efforts to hire one, if I have not already done so. If I am unable to do so, I understand I can request appointment of an attorney by the Court.

(_____) I desire to be represented by an attorney and hereby request the appointment of an attorney by the Court. I am indigent and cannot hire an attorney for myself.

(_____) I knowingly and voluntarily waive (give up) my right to be represented by an attorney.

This _____ day of _____, 20___.

_____ _____
SOLICITOR-GENERAL DEFENDANT

The Court hereby finds that Defendant has been fully informed about his right to be represented by an attorney, retained or appointed, and that Defendant's waiver, as noted above, has been made knowingly and voluntarily.

_____
JUDGE, STATE COURT OF BIBB COUNTY

COURT NOTICES

IN THE STATE COURT OF ATHENS-CLARKE COUNTY
STATE OF GEORGIA

STATE OF GEORGIA
v.

_____
Defendant.

CASE NO. ST-_____-CR-_____

NOTICE OF JURY TRIAL

To the above-named Defendant: You are advised that this case will be called for JURY TRIAL on _____, 201_____, at 8:30 a.m. in State Courtroom #3, 5th Floor of the Clarke County Courthouse, 325 East Washington Street, Athens, Georgia.

If you are not represented by an attorney, it is your responsibility to arrange to have an attorney to represent you at trial. If you cannot afford an attorney, it is your responsibility to go to the Public Defender's Office, 440 North College Avenue, Suite 220, Athens (706-369-6440) to determine if you qualify for their services. Be advised that there are significant dangers and risks in proceeding to trial in a criminal case without the assistance of an attorney.

_____
Charles E. Auslander, III, Judge

_____
Ethelyn N. Simpson, Judge

I have received this Notice of Jury Trial

_____
Defendant Date

_____
Attorney of Record Date

( ) Notice of Jury Trial has been served by U.S. mail to:

Defendant:

_____
_____
_____

Attorney of Record:

_____
_____
_____

Notice of Jury Trial has been served on the Surety by U.S. Mail:

_____
_____
_____

_____
Clerk of Court Date

IN THE STATE COURT OF ATHENS-CLARKE COUNTY
STATE OF GEORGIA

State of Georgia v. _____, ST-____-CR-_____

ORDER TO APPEAR FOR CALENDAR CALL AND JURY TRIAL

The Defendant is Ordered to appear in the State Court of Athens-Clarke County, located in the Clarke County Courthouse on 325 East Washington Street, Athens, GA at:

_____ on _____, 20_____ for **Calendar Call**

_____a.m. on _____, 20_____ for **Jury Trial**

Upon arriving in the Courthouse, please check the video display to see whether your case will be held in the Fifth Floor State Courtroom or on the Fourth Floor, Room 415.

If you are not represented by an attorney, it is your responsibility to obtain legal representation before your calendar call and jury trial dates. If you cannot afford an attorney, please go to the Public Defender's Office, located at 440 N. College Avenue, Suite 220, Athens, GA, to be interviewed to determine if you qualify for their representation. The telephone number for the Public Defenders' Office is 706-369-6440. Be advised that there are significant dangers and risks in proceeding to trial in a criminal case without the assistance of an attorney.

_____ _____
Charles E. Auslander III, Judge Ethelyn N. Simpson, Judge

I have received a copy of this Order to Appear for Calendar Call and Notice of Jury Trial.

_____ _____
Defendant Date Attorney of Record Date

( ) Copies of this Order and Notice have been served by U.S. mail to the following addresses:

Defendant: Attorney of Record:

_____ _____
_____ _____
_____ _____

A copy of this Order and Notice has been served on the Surety by U.S. Mail at the following address:

_____
_____
_____ _____
Clerk of Court Date

IN THE STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA

The State of Georgia vs. _____, Defendant Case No. _____

Offense(s) _____

ORDER / ACKNOWLEDGEMENT OF COURT DATE

❑ I will represent myself	❑ I will hire my own attorney	❑ I request the assistance of the Public Defender
❑ Plead Not Guilty	❑ Waive Arraignment	❑ Request 10 days to file motions
❑ Request a Jury Trial	❑ Request a Bench Trial	❑ Request a date to enter a Plea

❑ **Defendant** ❑ **State** has requested a continuance for the following reason(s): _____

_____

_____

❑ **By Consent** of both the Defendant and the State, the case is continued. _____

_____

_____

_____

_____ I hereby acknowledge that I have been notified of my constitutional and legal rights, including the right to
initial counsel, appointed counsel if necessary, and to return to this Court, for

❑ Arraignment ❑ Hearing (motion, plea, other matters) ❑ Calendar Call ❑ Trial

on the ____ day of _____, 20____, at _____ a.m. / p.m. in Courtroom ____, ____ floor of the DeKalb County Courthouse, 556 N. McDonough Street, Decatur, Georgia 30030.

and

_____ I hereby acknowledge that I am on ____ hour(s) call from _____ until _____, 20____
initial If I am not called for trial I will return to court on the dates listed above.

AN ARREST WARRANT AND BOND FORFEITURE WILL BE ISSUED FOR FAILURE TO APPEAR and I may be charged with the additional offense of BOND JUMPING which is a misdemeanor.

SO ORDERED this _____ day of _____, 20_____.

_____
Defendant (please sign and print)

_____
Judge / Clerk / Witness

_____
Defendant's Address

_____
Assistant Solicitor or staff (please sign and print)

_____
City State Zip

_____
Defendant's Attorney (please sign and print)

Telephone Number: _____

Notice of Service: The ❑ State _____ ❑ Defendant _____
❑ Attorney _____ ❑ Other _____ was served via
mail / in person with the above order.

resetform2004

IN THE STATE COURT OF ATHENS-CLARKE COUNTY
STATE OF GEORGIA

STATE OF GEORGIA
v.

_____
Defendant.

CASE NO. ST-_____-CR-_____

RULE NISI

The above-styled case is scheduled for _____

at _____ a.m. / p.m. on _____, 201_____,

in the ( ) State Courtroom III, 5th Floor

( ) State Court Hearing Room #415, 4th Floor

of the Clarke County Courthouse, 325 East Washington Street, Athens, Georgia.

This _____ day of _____, 201____.

_____
Ethelyn N. Simpson, Judge

_____
Charles E. Auslander, III, Judge

CERTIFICATE OF SERVICE

( ) A copy of this Rule Nisi has been served personally on:

_____
Defendant Date

_____
Attorney of Record Date

( ) A copy of this Rule Nisi has been served by U.S. mail to:

Defendant:

_____
_____
_____

Attorney of Record:

_____
_____
_____

( ) A copy of this Rule Nisi has been served on the Surety by U.S. Mail:

_____
_____
_____

_____
Clerk of Court Date

BENCH WARRANTS

IN THE STATE COURT OF ATHENS-CLARKE COUNTY
STATE OF GEORGIA

STATE OF GEORGIA,	:	
vs.	:	**Case No. ST- _____-CR_____**
_____,	:	
DEFENDANT	:	

ORDER SETTING BOND AND/OR IMPOSING SPECIAL CONDITIONS OF BOND

The Defendant is granted Bail in the amount of _____.

The Court imposes the following special conditions of bond:

( ) The Defendant may not use, possess or consume any alcoholic beverages.

( ) The Defendant may not use, possess or consume any controlled substances, any illegal drugs, or any other drug without a lawful prescription.

( ) The Defendant must undergo an evaluation for substance abuse within _____ days of this date and must follow any and all recommendations made as a result of that evaluation.

( ) The Defendant _____

_____.

(X) The Defendant may not violate any laws.

Any violation of this Order, and any violation of law, will subject the Defendant to revocation of this bond.

So Ordered, this_____ day of _____, 201___.

_____
Judge, State Court of Athens-Clarke County

I have received a copy of this Order, and I understand that I must comply with the special conditions of Bond set forth above. I understand that if I violate any condition of bond, or if I violate any law, my bond may be revoked.

_____
Defendant **Date**

IN THE STATE COURT OF ATHENS-CLARKE COUNTY
STATE OF GEORGIA

STATE OF GEORGIA,
vs.

_____
Defendant.

Case Number ST-_____-CR-_____

ORDER IMPOSING / MODIFYING SPECIAL CONDITIONS OF BOND

The Defendant in this case: ( ) has previously posted bond.
( ) is granted bond in the amount of $_____ good security.

The Court hereby Orders that the Defendant abide by the following conditions of bond marked below:

( ) The Defendant may have no contact whatsoever with _____.
The Defendant must stay away, from the person, home, job and school of said person(s). The Defendant must stay away from any place where said person(s) is/are present. The Defendant may not contact said person(s) directly, indirectly, in person, through third parties, by telephone, email, text message, Facebook, social media or any other form of communication or contact. The Defendant may not go to the following address(es): _____
_____.

( ) The Defendant may not have any personal contact with _____. However, the Defendant is permitted to have consensual, non-harassing telephone or email contact with said person(s) for the purpose of _____.

( ) The Defendant may not have harassing, intimidating, threatening, provoking or violent contact with _____ or any member of said person(s) household or family. The Defendant may not follow said person(s) or place said person(s) under surveillance. The Defendant may not have harassing, intimidating, threatening, provoking or violent contact with any witnesses in this case.

( ) The Defendant may not have any firearms in his/her possession, in his/her residence, or in any vehicle that he/she occupies.

( ) The Defendant may not use, consume or possess any alcoholic beverages or any drug not lawfully prescribed. The Defendant may not use, consume or possess any controlled substances or illegal drugs.

( ) The Defendant must abide by the following additional conditions of bond: _____
_____
_____
_____.

Any conditions of bond previously entered in this case that are not expressly modified or that are not in conflict with these conditions shall remain in full force and effect.

Copies of this Order have been served in Open Court this date on the Defendant, on Counsel for the Defendant (if Defendant is represented), and on Counsel for the State.

So Ordered, this ____day of _____, 20____. _____
Judge, State Court of Athens-Clarke County

I have received a copy of this Order and understand that if I violate this Order, or if I violate any of the laws of the State of Georgia, I may be subject to revocation of this bond or additional charges, including aggravated stalking.

_____
Defendant

IN THE STATE COURT OF ATHENS-CLARKE COUNTY
STATE OF GEORGIA

State of Georgia v.

_____ Case No. ST-_____-CR-_____
Principal

_____
Surety

Motion for Bond Forfeiture

Comes now Carroll R. Chisholm, Jr., Solicitor General of Athens-Clarke County, and shows the Court as follows:

On the ____ day of _____, 20_____, the above-named Principal and Surety entered into an obligation before the Sheriff/Deputy Sheriff of Athens-Clarke County by which they bound themselves to be indebted to the Governor of the State of Georgia and his successors in office in the amount of $_____ on the condition that the Principal appear in State Court on the ____ day of _____, 20_____, and from day to day and term to term thereafter, to answer to the accusation filed in the above-styled case.

On the ____ day of _____, 20_____, the Principal failed to appear in State Court. The Surety, his bail, had been warned to present the body of their Principal, whom they engaged to be present that day to answer to the accusation. Therefore, the undersigned respectfully requests that the Court Order that said Principal and said Surety forfeit their obligation and that the Governor of this State recover against said Principal and Surety the sum of $_____.

This _____ day of _____, 20_____.

_____
Solicitor General
State Court of Athens-Clarke County

Order Forfeiting Bond and Scheduling Show Cause Hearing

The above Motion for Bond Forfeiture having been read and considered, and it appearing to the Court that the Principal failed to appear in State Court and the Surety failed to produce the body of said Principal, it is hereby Ordered that the bond designated for the appearance of the Principal is forfeited.

It is further Ordered that the Principal and Surety appear in State Court in the Athens-Clarke County Courthouse on the _____. day of _____, 20____, at _____:_____ a.m./p.m. for a hearing to show cause why final judgment should not be entered upon the forfeited bond and execution issued.

The Clerk of State Court is Ordered to mail notice of the show cause hearing by certified mail or statutory overnight delivery to the Principal and each Surety at the addresses given on the bond.

So Ordered, this_____day of_____, 20_____.

_____
Judge, State Court of Athens-Clarke County

IN THE STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA

STATE OF GEORGIA *
* CASE NUMBER:_____-2
*
* WARRANT / SPN. NO_____
vs. *
CHARGE(S): _____

_____
DEFENDANT

BOND ORDER

The matter came before the Court to address Defendant's bond.

IT IS HEREBY ORDERED:

_____ Defendant shall be allowed to sign his/her own bond in the amount of $ _____
_____ Defendant's bond is changed to $_____
_____ Defendant shall have no contact/no violent contact with _____.
_____ Defendant shall not return to _____DeKalb County, Ga.
_____ Defendant may return ONCE to the above address if accompanied by law enforcement
_____ Defendant shall not violate the laws of any governmental unit or entity.
_____ Defendant shall be released to Pretrial Services with the following conditions:
_____Report to pretrial services _____times per week
_____Submit to random drug/alcohol screens
_____Attend AA/NA _____times per week
_____Other _____
_____ Defendant shall return to Court for Arraignment/Calendar Call/Sentencing on _____, 20_____. at _____a.m./p.m. in **Room 2A** of the **DeKalb County Courthouse Annex, 556 North McDonough Street, Decatur, Ga. 30030.**

SO ORDERED this_____ day of _____, 20_____.

_____
Honorable Stacey K. Hydrick, Judge
STATE COURT OF DEKALB COUNTY

I hereby agree to the terms and conditions of this bond:

Consented to by:

_____
Defendant

_____
Assistant Solicitor-General

_____
Assistant Public Defender

_____
Address

_____
City, State , Zip
Phone_____

IN THE STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA

STATE OF GEORGIA	*	
	*	**CASE NUMBER:**_____
	*	
	*	**SPN #**_____
	*	
	*	**WARRANT #(S)**_____
vs.	*	
	*	**CHARGE(S):** _____
_____		
DEFENDANT		

ORDER DENYING DEFENDANT'S MOTION FOR REDUCTION OF BOND

The above styled action having come before this Court for consideration of Defendant's Motion to Reduce Bond and after hearing argument from counsel for both parties, Defendant's Motion is hereby DENIED and Defendant's bond will remain unchanged.

SO ORDERED this _____ day of _____, 201___.

_____
Honorable Stacey K. Hydrick, Judge
State Court of DeKalb County

Prepared by: Officer of Solicitor-General
Cc: Defendant

PLEA RECORD

IN THE STATE OF COBB COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

VS. CASE NO. _____

_____
Defendant

PLEA PROCEEDING RECORD

(PLEASE READ CAREFULLY)

I, the Defendant, acknowledge by my execution of this document and by entering a plea of (GUILTY) to counts _____ (NOLO CONTENDERE) to counts _____ that:

Please Initial:

___ (1) I understand the nature of the charge(s) against me;
___ (2) I waive the right to trial, including trial by jury;
___ (3) I waive the presumption of innocence;
___ (4) I waive the right to confront witnesses against myself;
___ (5) I waive the right not to incriminate myself; and I understand that if I plead not guilty or remain silent and do not enter any plea, I could obtain a jury trial;
___ (6) I waive the right to subpoena witnesses;
___ (7) I waive the right to testify and to offer other evidence;
___ (8) If I am not represented by counsel, I acknowledge that I have the right to an attorney at all stages of the proceedings, including plea hearings, and if I cannot afford an attorney I have the right to a court appointed attorney;
___ (9) I acknowledge that I enter this plea freely, voluntarily, and knowingly and that no person has made any promise or threat to me to influence my decision to enter this plea;
___ (10) I acknowledge that if I plead guilty, I am admitting that the facts support the guilty plea;
___ (11) I acknowledge that if I am not a citizen of the United States, that this plea may have an impact on my immigration status, including deportation, exclusion or denial of naturalization.
___ (12) I have been advised that for all of the charges pending against me I can receive a *maximum* of a $_____ fine and _____ months incarceration and a *minimum* of $_____ fine and _____ months incarceration.
___ (13) I understand that the terms of this negotiated plea are _____ (months) and _____ (days) incarceration (CTS/RTS), _____ months and _____ days probation, and a $_____ fine for count(s) _____ plus statutory surcharges.

Additional special conditions:

_____(hours)(days) community service;
_____(days)(months) in-home confinement;
_____risk reduction;
_____ignition interlock;
_____license plate surrender;
_____license suspension;
_____publication of conviction;
_____defensive driving school;
_____no (alcohol) (drugs);
_____random screens;
_____screen and treat for (alcohol) (drugs) (violence);
_____theft seminar;
_____family violence intervention program;
_____(no violent contact with) (stay away from) _____:
$_____ restitution;
$_____restitution; Circuit Defender;
_____Victim Impact Panel;
_____No guns or weapons;
Other:_____

___ (14) I have (180 days/traffic) (one year/other misdemeanors) in order to file a habeas corpus challenge.
___ (15) I understand that any person convicted of a misdemeanor crime of domestic violence is prohibited by federal law from possessing or transporting a firearm or ammunition 18 USC 922.
___ (16) (Circle One) I (do) (do not) have a Weapons Carry License (if entering a plea for DUI, drugs, VGCSA, Family Violence, Unauthorized Weapon). If so, issued by _____ County.
___ (17) I understand that this plea of guilty or nolo contendere may adversely affect any sentence of probation or parole.
___ (18) I am not now under the influence of alcohol or any drug, prescription or non-prescription, and I have read and understand this document.
___ (19) **I have reviewed the general conditions of PROBATION:**
(a) Do not violate the criminal laws of any governmental unit.
(b) Avoid injurious and vicious habits - especially alcoholic intoxication and narcotics and other dangerous drugs unless prescribed lawfully.
(c) Avoid persons or places of disreputable or harmful character.
(d) Report to the Probation Officer as directed and permit such Probation Officer to visit you at home or elsewhere.
(e) Work faithfully at suitable employment insofar as may be possible.
(f) Do not change your present place of abode, move outside the jurisdiction of the Court, or leave the State for any period of time without prior permission of the Probation Officer.
(g) Support your legal dependents to the best of your ability.

_____ _____
DEFENDANT'S ATTORNEY/BAR NO. DEFENDANT

I hereby certify that I have made inquiry and am satisfied that there is a factual basis to support this Defendant's plea, that the plea is made voluntarily and knowingly, and that no promise, threat or force was used to induce the Defendant to enter this plea.

This ____ day of _____, 20____.

_____
JUDGE DAVID P. DARDEN
STATE COURT OF COBB COUNTY

Revised 04/26/17

Filed in open court, this _____ day of _____, 20___, Deputy Clerk: _____

IN THE STATE COURT OF DEKALB COUNTY, STATE OF GEORGIA

Defendant: _____ Case No.: _____

RECORD OF DEFENDANT PRIOR TO ENTERING A PLEA

Under the penalty of perjury, the Defendant swears or affirms:

A. I am not under the influence of alcohol or drugs and I am not suffering from any mental or physical disabilities.

B. I acknowledge (waive) the receipt of a copy of the accusation and I understand the charge(s) stated in the accusation.

C. I understand:

1) each misdemeanor offense carries a maximum penalty of 12 months in jail which may be spent on probation, reporting or non-reporting, with additional conditions including the performance of community service and payment of a fine up to $1,000 ($5,000 for misdemeanors of a high and aggravated nature) and the court may order the sentence of each such offense to run consecutively, that is one following the other;

2) if I violate any criminal laws of any governmental unit or any terms and conditions of probation, the Court may revoke all or part of the balance of the probation period and sentence me to serve that time in jail;

3) I have the right to be represented by an attorney and if I cannot afford an attorney, the court may appoint an attorney to represent me at no cost if I meet certain income guidelines;

4) a lawyer may be able to provide defense(s) to the charge(s) and/or assist in mitigating the sentence;

5) a not-guilty plea will be entered for me if I remain silent and I will be scheduled for a jury trial;

_____ 6) **my guilty plea may result in deportation if I am not a citizen of the United States;**

7) the judge is not required to follow the recommendations of the solicitor in imposing the sentence;

8) if the court intends to reject the plea agreement, the disposition of the case may be less favorable to me than that contemplated by the plea agreement;

9) I am prohibited from possessing, receiving, shipping and transporting a firearm under federal law if I enter into a plea to a domestic violence charge.

10) all habeas corpus proceedings challenging a conviction must be filed one year from the date on which the conviction becomes final except in traffic cases where the time limitation is six months. See O.C.G.A. 9-14-42; 40-13-33.

D. I understand by entering a plea of guilty or nolo contendere I WAIVE:

_____ 1) **the right to a speedy and public trial by jury;**

_____ 2) **the right to have State prove my guilt beyond a reasonable doubt;**

_____ 3) **the presumption of innocence;**

_____ 4) **the right to confront witnesses against me;**

_____ 5) **the right to subpoena witnesses;**

_____ 6) **the right to testify and to offer other evidence;**

_____ 7) **the right to assistance of counsel at all stages of trial; and**

_____ 8) **the right not to incriminate or testify or produce evidence against myself**

I freely and voluntarily enter my plea of _____ to the charge(s) against me. No promises, threats or inducements have been made to me by anyone.

_____ I am NOT represented by a lawyer. I understand the nature of the charges against me and the consequences of my plea. I freely and voluntarily waive the benefit of counsel and choose to represent myself in this plea proceeding.

_____ Defendant _____ Date

_____ Defense Attorney _____ Date

Print name/phone no.:

[ ] Alana Driscoll, Asst. Solicitor-General

[ ] W. Thomas McNulty, Asst. Solicitor-General

[ ] _____, Asst. Solicitor-General

The Court finds the Defendant understands the nature and consequence of Defendant's action and the Defendant is freely and voluntarily entering into this plea. The Court is satisfied there has been a sufficient factual basis for the acceptance of this plea. As to pro se defendants, the Court has determined the Defendant understands Defendant's right to counsel and has knowingly, voluntarily and intelligently waived that right. IT IS HEREBY ORDERED the Defendant's plea be accepted.

This _____ day of _____, 20_____.

_____

Judge, State Court of DeKalb County

IN THE STATE COURT OF ATHENS-CLARKE COUNTY, STATE OF GEORGIA
DEFENDANT'S PLEA STATEMENT

STATE v. _____ Case No. ST-1___-CR-_____

My full name is_____, and I am entering my plea of guilty / nolo contendere to the charge(s) of

_____

_____.

I understand that the acceptance of such plea is deferred until such time as the Court determines that the interests of the public in the effective administration of criminal justice are served by the acceptance of my plea. I understand that I have the right to plead not guilty to any offense charged against me. I understand that if I plead not guilty that I have the following rights under the law:

1) The right to a speedy and public trial by jury.
2) The right to be presumed innocent of the charge(s) against me.
3) The right to make the State prove the charge(s) against me beyond a reasonable doubt.
4) The right to confront, see, hear, and cross-examine all witnesses called to testify against me.
5) The right to use the power and process of the Court to compel the production of evidence and to subpoena witnesses on my behalf.
6) The right to testify if I choose to do so, to call witnesses to testify on my behalf, and to present other evidence on my behalf.
7) The right to not incriminate myself and to remain silent at trial. I understand that if I remain silent and do not testify at trial, my silence cannot be held against me or used as evidence against me.
8) The right to have the assistance of a lawyer at all stages of the proceedings. I understand that if I cannot afford a lawyer, the court may appoint a lawyer to represent me.

I understand that by pleading guilty or nolo contendere, I am waiving, or giving up, each of the rights listed above and that the Court may sentence me to the same punishment as if I had plead not guilty, stood trial, and been convicted by a jury.

I understand that the maximum sentence under the law for each misdemeanor charge is twelve (12) months confinement and a fine of $1000, unless otherwise specified by statute. I understand that the maximum sentence for a misdemeanor of a high and aggravated nature is twelve (12) months confinement and a fine of $5000, unless otherwise specified by statute. I understand that the maximum sentence for each ordinance violation is six (6) months confinement and a fine of $1000. I understand that if I am not a citizen of the United States, my plea of guilty or nolo contendere may have an impact on my immigration status. I understand that any action for habeas corpus relating to my plea must be filed within 180 days for a misdemeanor traffic offense and within one year for a non-traffic misdemeanor offense.

(____) I understand that a lawyer may be able to discover a defense to the charge(s) pending against me or offer evidence that may be beneficial with respect to the sentence imposed by the Court. However, I am proceeding without an attorney to represent me. I have read the accusation against me, and I understand the nature of the charge(s) against me and the consequences of my plea. I am freely and voluntarily waiving my right to have a lawyer represent me in this case.

(____) I am represented by a lawyer, whose name is _____. I have told my lawyer all the facts and circumstances known to me about the charge(s) against me, and I believe that my lawyer is fully informed on these matters. My lawyer has advised me on the nature of the charge(s) and any possible defenses. I believe my lawyer has represented me in a competent manner, and I am satisfied with the advice and guidance that my lawyer has given me.

In entering my plea of guilty or nolo contendere, I state that no one has made any promise of any kind to me regarding any leniency if I enter a guilty plea. I am not under the influence of any alcohol, drugs or intoxicants at this time. No one has threatened or forced me to enter a plea of guilty or nolo contendere. My decision to enter this plea of guilty or nolo contendere is free and voluntary, with full understanding of the nature of the charge(s) pending against me.

_____
Defendant

_____
Solicitor

_____
Attorney for Defendant

The above plea having been tendered by the Defendant in the presence of the Court, the Court is satisfied that the Defendant understands the nature of the charges, understands the consequences of entering a plea, and is entering his/her plea freely and voluntarily. The Court further finds that acceptance of the Defendant's plea would serve the interests of justice, and the Court accepts the Defendant's plea.

This _____ day of _____, 20_____.

_____
Judge, State Court of Athens-Clarke County

IN THE STATE COURT OF HENRY COUNTY

STATE OF GEORGIA

STATE OF GEORGIA	
vs.	CASE NO.:
_____, Defendant.	

WAIVER AND RECORD OF UNREPRESENTED DEFENDANT PRIOR TO ENTERING A PLEA

I, the undersigned Defendant, am not under the influence of alcohol or drugs. I am not suffering from any mental or physical disabilities which would prevent me from entering a plea to the charge(s) against me. I have read the citation/accusation. I understand I am charged with _____. I understand the law provides for a maximum sentence of twelve (12) months imprisonment which may or may not be served on probation and a fine up to $1,000.00 for each offense ($5,000.00 for misdemeanors of a high and aggravated nature). As a part of my sentence, I may be required to perform community service. I understand the minimum sentence which can be imposed on the present charge(s) is _____. I have been advised of my right to be represented by a private attorney, or by a public defender if I am eligible. However, I wish to represent myself. **I understand that by entering a plea of guilty or nolo contendere, I waive the following rights:**

(1) The right to a speedy and public trial by jury;
(2) The right to have the State prove my guilt beyond a reasonable doubt;
(3) The right to use the presumption of innocence in my favor;
(4) The right to confront and cross examine witnesses against me;
(5) The right to subpoena witnesses to testify in my behalf;
(6) The right to testify myself and to offer other evidence;
(7) The right to assistance of counsel at all stages of trial; and
(8) The right not to incriminate, testify or produce evidence against myself.

Plea. I now desire to enter my plea of _____ to the charge(s) against me. This plea is free and voluntary. I have not been told what sentence will be imposed. No promises or threats have been made to me by anyone to induce me to enter this plea. I understand the judge is not bound by any negotiations or recommendations.

Advantages Lost by Waiving Right to Counsel. I am not represented by a lawyer. I understand if I cannot afford to hire an attorney, the Court may appoint an attorney to represent me if I qualify under the appropriate guidelines. I am aware an attorney may help me: (1) understand the charge(s) against me; (2) determine whether a legally sufficient citation (accusation) has been filed; (3) determine whether I have a defense(s) to the charge(s), and possible defenses may include, but are not limited to, self defense, alibi, misidentification, accident, justification and reliance on the presumption of innocence; and the State's burden to prove me guilty of the charge(s) beyond a reasonable doubt; (4) prepare and conduct a trial; (5) determine what evidence is legally admissible; (6) file motions and make objections to exclude evidence which is not legally admissible; (7)

IN THE STATE COURT OF HENRY COUNTY

STATE OF GEORGIA

STATE OF GEORGIA :

vs. : CASE NO.: _____

_____, :

Defendant. :

WAIVER AND RECORD OF REPRESENTED DEFENDANT
PRIOR TO ENTERING A PLEA

I, the undersigned Defendant am not under the influence of alcohol or drugs. I am not suffering from any mental or physical disabilities which would prevent me from entering a plea to the charge(s) against me. I have read the citation/accusation. I understand I am charged with _____. I understand the law provides for a maximum sentence of twelve (12) months imprisonment which may or may not be served on probation and a fine up to $1,000.00 for each offense ($5,000.00 for misdemeanors of a high and aggravated nature). As a part of my sentence, I may be required to perform community service. I understand the minimum sentence which can be imposed on the present charge(s) is _____. I am represented by an attorney and have had sufficient time to discuss this case with my attorney and I am satisfied with my attorney's advice. **I understand by entering a plea of guilty or nolo contendere I waive the following rights:**

(1) The right to a speedy and public trial by jury;
(2) The right to have the State prove my guilt beyond a reasonable doubt;
(3) The right to use the presumption of innocence in my favor;
(4) The right to confront and cross examine witnesses against me;
(5) The right to subpoena witnesses to testify in my behalf;
(6) The right to testify myself and to offer other evidence; and
(7) The right not to incriminate, testify or produce evidence against myself.

Plea. I now desire to enter my plea of _____ to the charge(s) against me. This plea is free and voluntary. I have not been told what sentence will be imposed. No promises or threats have been made to me by anyone to induce me to enter this plea. I understand the judge is not bound by any negotiations or recommendations.

Probation May Be Revoked. If placed on probation (whether non-reporting or reporting), I understand that any or all of my probation may be revoked if I violate any of the conditions of my sentence or if I violate any criminal laws of any governmental unit. I understand the Court may make any sentence run consecutively, that is, one after the other.

Plea Can Have Immigration Status Consequences. If I am not a citizen of the United States my plea may result in deportation, the exclusion of admission to this country or denial of naturalization

IN THE STATE COURT OF BIBB COUNTY

RECORD OF THE COURT

I have been provided a copy of the Accusation(s) filed against me. I understand the Court has entered a Standing Order – Criminal Cases which is available to me from the Clerk's Office, the Solicitor's Office, and the Court's website, http://www.maconbibb.us/state-court-standing-order-criminal-cases. Having made my election as to representation by an attorney, I now enter the plea shown below. In doing so, I am fully aware that upon a not guilty plea, I have the right to a trial, either before a jury or the Court, at which trial I would enjoy the presumption of innocence and the State would be required to prove my guilt beyond a reasonable doubt. The State would seek to do this by calling witnesses to testify against me, and I would have the right to confront and cross-examine (ask questions of) those witnesses. I would have the right to present evidence in my own behalf at my trial by calling witnesses and the Court will issue subpoenas to those witnesses if I need help getting them to come to court. I have the right to testify on my own behalf, in which case the prosecutor can cross-examine me, but I also have the right NOT to testify or incriminate myself in any way. I understand if I plead guilty, I will waive (give up) these rights to a trial. If I am not a citizen of the United States, I understand a conviction may affect my immigration status. I understand I have a right to appeal, within thirty days of my sentencing. I understand a conviction on certain offenses may affect my driver's license or right to possess a firearm. I also understand any habeas corpus petition challenging the legality of a conviction must be filed within one year from the date of sentence pursuant to O.C.G.A. § 9-14-42 (six months for traffic offenses).

(_____) **GUILTY PLEA** (or plea of nolo contendere): I knowingly and voluntarily waive (give up) my right to a trial and plead GUILTY (or nolo contendere). I fully understand my rights, the charge(s) against me, and the consequences of my plea, including the maximum possible penalty which could be imposed of up to twelve (12) months in jail and a fine of $1000 (or $5000 for a "high and aggravated misdemeanor"), as well as any mandatory minimum sentences which may apply to me. I did what I am charged with doing in the Accusation(s). No promises or threats have been made by anyone in order to get me to enter this plea of guilty. Other than a possible recommendation for a sentence by the State, which I understand is not binding on the Court, I have not been informed what sentence will be imposed. I understand I must follow the conditions of any probated or suspended sentence imposed on me or I may be required to spend time in jail for failure to comply. I understand that, if I qualify, I can request first offender treatment under O.C.G.A. § 42-8-60, but I cannot be sentenced as a first offender more than once.

(_____) **NOT GUILTY PLEA:** I plead NOT GUILTY to the charge(s) against me and request a non jury trial. I knowingly and voluntarily waive (give up) my right to a trial before a jury of six persons chosen from citizens of Bibb County called for jury duty who would hear the evidence and law and decide if I am guilty or not guilty. I want my case to be heard and decided by the Judge acting without a jury.

This _____ day of _____, 20___.

_____	_____	_____
SOLICITOR-GENERAL	DEFENDANT	DEFENDANT'S ATTORNEY

Upon inquiry in this case as required by law, the Court finds that the plea of the Defendant is freely and voluntarily entered and any waiver of rights is done with a full understanding of those rights and with an understanding of the charges against the Defendant. If a guilty plea, the Court further finds there to be a factual basis for the plea.

SO ORDERED the date above referenced.

_____

JUDGE, STATE COURT OF BIBB COUNTY

SENTENCES

SENTENCING ORDER

IN THE STATE COURT OF COBB COUNTY, GEORGIA
STATE OF GEORGIA
vs.

Citation/Warrant No.
CRIMINAL ACTION NO.
OTN

OFFENSES
1.
2.
3.
4.
5.
6.

Plea ☐ Negotiated
☐ Guilty on Count(s)
☐ Nolo Contendere on Count(s)

Trial
☐ Jury
☐ Non-Jury

Verdict
☐ Guilty on Count(s
☐ Not Guilty on Count(s

Other Disposition
☐ Nolle Prosequi Order on Count (s)
☐ Merge on Count(s)

WHEREAS the above-named defendant has been found guilty of the above-stated offense(s), WHEREUPON, it is ordered and adjudged by the Court that the said defendant is hereby sentenced to confinement for a period of months/days in the Cobb County Jail, or such other place as Cobb County may provide for maintenance of county inmates.

IT IS FURTHER ORDERED that the defendant pay a fine of $ plus all applicable surcharges and pay restitution (Circuit Defender) (publishing) of $ ☐ Circuit Defender restitution waived per O.C.G.A. § 15-21A-6(c).

HOWEVER, it is further ordered by the Court that upon service of months/days of the above sentence, the remainder of months/days may be served on probation/suspended PROVIDED that the said defendant complies with the following general and special conditions herein imposed as part of this sentence. months/days of this sentence is high and aggravated misdemeanor jail time.

☐ As a condition of probation, defendant is to report to the Cobb County Adult Detention Center at a.m./p.m. on the day of , 20 for service of custody time ☐Report to probation in person within (circle one) 24 hrs / 48 hrs of release ☐ Give Credit for time served ☐ Release on time served.

GENERAL CONDITIONS OF ☐ PROBATION ☐ SUSPENDED SENTENCE

The defendant having been granted the privilege of serving all or part of the above-stated sentence on probation, hereby is sentenced to the following general conditions of probation:

☐1) Do not violate the criminal laws of any governmental unit.
☐2) Avoid injurious and vicious habits – especially alcoholic intoxication and narcotics and other dangerous drugs unless prescribed lawfully.
☐3) Avoid persons or places of disreputable or harmful character.
☐4) Report to the Probation Officer as directed and permit such officer to visit you at home or elsewhere.
☐5) Work faithfully at suitable employment insofar as may be possible. ☐ 6) Support your legal dependents to the best of your ability.
☐7) Do not change your present place of abode, move outside the jurisdiction of the Court, or leave the State for any period of time without prior permission from the Probation Officer.

SPECIAL CONDITIONS OF ☐ PROBATION ☐ SUSPENDED SENTENCE

☐1) ATTEND within days: ☐ Risk Reduction ☐Defensive Driving School ☐Theft & Shoplifting Offenders Program ☐ Victim Impact Panel
☐2) Evaluate and treat as needed for (anger/violence) (alcohol/drug dependency) (deviant behavior). ☐ See Addendum A. Evaluate within days.
☐3) Pay fines (restitution) (surcharges) ☐ by ☐ in equal monthly installments over first months. Restitution/fines to be paid first.
☐4) Provide (hours/days community service) within months.
☐5) Pay probation supervisory / suspension fee of $ per month ☐Undue hardship found.
☐6) Avoid any (violence) (contact) (entry) with (into)
☐7) Probation/suspended sentence may/shall terminate upon complete payment and completion of all special conditions (after months).
☐8) Do not drink any alcohol or take any drugs without a prescription. ☐ 9) Submit to random alcohol & drug testing at defendant's expense.
☐10) Probation shall become non-reporting, without fees, upon completion of all special conditions if the defendant has not violated probation (after months).
☐11) Enroll in a 24-week Family Violence Intervention Program within days and successfully complete the program.
☐12) Report on time to the Adult Detention Center. ☐13) May report to probation by phone or mail, if in compliance with probation conditions.
☐14) Comply with: ☐License Plate Surrender Order ☐Conditions of in-home confinement

☐NOTICE TO DEFENDANT: ☐You have been convicted of a "misdemeanor crime of domestic violence" as defined by 18 USC § 921 by virtue of your relationship to the victim as . Pursuant to 18 USC § 922(g)(9) Federal Law prohibits you from possessing firearms or ammunition. ☐Conviction is to be published in the legal organ of your county of residence. ☐Defendant has been served with notice of license suspension. ☐Subject to periodic Criminal History/Driver's License checks.

It is the further order of the Court, and the defendant is hereby advised that the Court may, at any time, revoke any conditions of this Probation/Suspended Sentence and/or discharge the defendant from Probation/Suspended Sentence. The defendant shall be subject to arrest for violation of any condition of Probation/Suspended Sentence herein granted. If such Probation/Suspended Sentence is revoked, the Court may order the execution of the Sentence which was originally imposed or any portion thereof in the manner provided by law after deducting from there the amount of time the defendant has served on Probation/Suspended Sentence.

The defendant was represented by the Honorable Attorney at Law (Retained) (Appointed)

SO ORDERED this day of , 20

Copy received and conditions acknowledged:

Defendant JUDGE, State Court of Cobb County

Reported by

Defendant's Attorney Bar #

Interpreter:

Solicitor General (Assistant) Bar # (Certified) (Registered)

Filed in Open Court, This day of TERM, 20 , 20 Deputy Clerk

Revised 10/25/17

STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA

CRIMINAL ACTION NO.

The State
vs.

OFFENSE(S):

☐ PLEA

☐ NEGOTIATED
☐ GUILTY ON COUNT(S)___
☐ NOLO CONTENDERE ON COUNT(S)_____

Fine Amount: _____ *

POPIDF: _____ *

Plus 10% _____ *

Jail staffing: _____ *

Victims Assistance: _____ *

* Mandatory Assessment on All Fines.

☐ VERDICT

☐ JURY
☐ NON-JURY

☐ GUILTY ON COUNT(S)_____
☐ NOT GUILTY ON COUNT(S)_____

Photo Cost: _____

Joshua's Law _____

Victim's Fund: _____

Brain & Spinal Injury Trust Fund: _____

Total Amount Due: _____

☐ OTHER DISPOSITION

☐ NOLLE PROSEQUI ORDER ON COUNT(S)_____
☐ DEAD DOCKET ORDER ON COUNT(S)_____

Drug Assessment: _____

Crime Lab Fee: _____

Restitution: _____

Public Defender Fee: _____

Court Costs: _____

Law Library: _____

IT IS CONSIDERED, ORDERED AND ADJUDGED BY THE COURT:

Defendant is to serve a sentence of_____ hours / days / months, consisting of_____ hours/days/months in confinement, credit for _____ hours / days / months already served, and the remainder on Probation.

PROVIDED THAT:

( ) 1. The defendant, having been granted the privilege of serving all or part of the above-stated sentence on probation, hereby is sentenced to the following general conditions of probation: (A) not violate the criminal laws of any governmental unit; (B) avoid injurious and vicious habits-especially alcohol intoxication and narcotics and other dangerous drugs unless prescribed lawfully; (C) avoid persons or places of disreputable or harmful character; (D) report to the Probation Officer as directed and permit each Officer to visit him/her at home or elsewhere; (E) work faithfully at suitable employment insofar as may be possible; (F) not change his/her present place of abode, move outside the jurisdiction of the Court, or leave the State for any period of time without prior permission of the Probation Supervisor; (G) support his/herlegal dependents to the best of his/her ability.

( ) 2. Payment by defendant of the fine and costs in the amount of $ _____, and restitution in the stipulated amount of $_____, shall be a condition of probation.

( ) 3. The defendant shall perform_____ hours of community service at times and places specified by the Probation Office.

( ) 4. The defendant shall report to the DeKalb County Jail on_____ at _____ o'clock (a.m.)(p.m.).

( ) 5. Defendant is to attend a Risk Reduction Program and/or undergo alcohol and/or drug evaluation and treatment as directed by the Probation Office, and/or attend AA/NA _____ times a week for _____ months, and show proof of same to the Probation Office.

( ) 6. Defendant is to pay $_____ per month supervision fee.

( ) 7. Defendant may work off fine and fees by performing community service at the rate of $_____ per hour.

( ) 8. Defendant is to submit to random screening of blood, breath, urine or other bodily substances, at Defendant's cost.

( ) 9. Defendant to complete approved Domestic Violence Intervention Program and to return to court on _____ , at_____ a.m./ p.m. to show compliance.

( )10. Non-Reporting Probation once all conditions are met. However, Defendant shall report for no less than _____ months.

( )11. Other: _____

_____

_____

SO ORDERED this_____ day of _____, 20_____.

_____
Judge, State Court of DeKalb County

-NOTICE-

I have read or have had read to me the above conditions of probation and the Court's General Conditions of Probation. I understand that my probation is an alternative to a jail sentence. I also understand that my probation may be revoked, I may be immediately arrested, and the balance of my probation served in jail if I fail to abide by these conditions.

_____
Defendant

sentence1-2007(rev)

ORIGINAL

IN THE STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA

THE STATE

vs. CRIMINAL ACTION NO. _____

_____
Defendant

ADDENDUM TO SENTENCE

( ) 11. Other terms of sentence Continued:

_____

_____

_____

_____

_____

_____

This _____ day of _____, 20_____.

_____
Judge, State Court of DeKalb County

Certificate of Service: I have this day served the Defendant with the above sentence.

_____
Deputy Clerk, State Court of DeKalb County

ORIGINAL

IN THE STATE COURT OF ATHENS-CLARKE COUNTY, STATE OF GEORGIA

State vs. _____ Case No. ST-1___-CR-_____ _____Term, 201____

Charges: _____

_____

[ ] Guilty plea Count(s)_____[ ] Nolo Contendere Count(s)_____[ ] Nolle Prosequi Count(s)_____
[ ] First Offender Plea Count(s)_____under OCGA§ _____ [ ] Alford v. NC plea Count(s)___
[ ] Jury Verdict [ ] Non-jury Verdict of [ ] Guilty Count(s)_____ [ ] Not Guilty Count(s)_____

SENTENCE

The Defendant is sentenced to serve _____

_____

[ ] on supervised probation [ ] on unsupervised probation [ ] in confinement (CTS)
[ ] upon service of_____hrs/days/mnths in confinement (CTS),
the balance of the sentence will be served on [ ] supervised probation [ ] unsupervised probation
[ ] The Defendant will report to jail_____at____am/pm. [ ] Confinement sentence is High and Aggravated.

THE DEFENDANT IS ORDERED TO PAY FINE(S) of $ _____and surcharges of $_____P.O.T., $_____J.C.S., $_____Victim's Crime Asst, $_____ Indigent Defense fund, $_____DETF, $_____Spinal Cord, [ ] $50 court cost, [ ] $50 Public Defender fee [ ] $25 publication fee, [ ] $26 DUI Asst. Fund, [ ]$25 Crime Lab, $_____Drug Education/Treatment Fund, for a **TOTAL of** _____to be paid to [ ] Probation [ ] Clerk of Court [ ] today [ ] within___days of today/release [ ] in___equal monthly payments of $_____beginning no later than____days of today /release and continuing monthly until paid in full. [ ] Fine payment is deferred for the first _____ months of probation.

AS TERMS AND CONDITIONS OF PROBATION, TO BE SUPERVISED BY ACC PROBATION SERVICES, THE DEFENDANT MUST:
[ ] 1. Obey all State, Local and Federal laws, maintain gainful employment, and support legal dependents.
[ ] 2. Abstain from the use, possession or consumption of alcohol, controlled substances and illegal drugs.
[ ] 3. Submit to random drug and/or alcohol screening, at your own expense, when directed by your Probation Officer.
[ ] 4. Report to Probation as directed, allow a Probation Officer to visit you wherever you are, keep your Probation Officer advised of your current residence, and do not move, change your residence, or leave the jurisdiction of the Court without permission.
[ ] 5. Pay fines and fees as ordered.
[ ] 6. Pay restitution of $_____ to _____. [ ] Restitution left open for ____ days.
[ ] 7. Pay probation supervision fee of [ ] $45 per month [ ] $_____per month.
[ ] 8. Perform _____hours of community service at a location approved by, and at the rate directed by, your Probation Officer.
[ ] 9. Show proof of [ ] completion of DUI Risk Reduction Program [ ] Victim Impact Panel within_____days of today/release [ ] Vehicle tag forfeiture [ ] Installation of Interlock Device as required by law.
[ ] 10. Show proof of evaluation and treatment for [ ] substance abuse [ ] anger management [ ] FVIP [ ] Mental Health at [ ] Family Counseling [ ] DHR Facility [ ]_____within_____days of today/release.
[ ] 11. Participate in the Athens Area DUI/Drug Court Program and follow all terms and conditions of the Program.
[ ] 12. Barred from [ ] downtown Athens (Broad, Pulaski, Daugherty and Thomas Street) [ ] _____.
[ ] 13. Not harass, threaten, intimidate, physically or verbally abuse, harm or have violent contact with_____.
[ ] 14. Not have any contact of any type whatsoever with _____.
[ ] 15. Your probation may be supervised by telephone and/or email as directed by Probation Officer. You may complete CS, SAE and other requirements of probation where you reside, but locations must be approved by your Probation Officer.
[ ] 16. Probation is [ ] terminated [ ] unsupervised upon [ ] payment of fine [ ] proof of CS hours [ ] proof of FVIP / AM [ ] all terms and conditions of probation have been met and there have been no violations [ ] _____.
[ ] Other:_____

_____.

SO ORDERED this_____day of_____, 201___. _____

Judge, State Court of Athens-Clarke County, Georgia

I have received a copy of this sentence and understand that I must comply with all terms and conditions of Probation. If I violate probation in any way, I may be arrested and may be subject to spending the balance of my probation sentence in jail.

Filed this _____day of _____, 201__ _____
Defendant

_____
Clerk, State Court of Athens-Clarke County

_____
Probation Officer

IN THE STATE COURT OF BIBB COUNTY
STATE OF GEORGIA

THE STATE OF GEORGIA

vs. Case Number:17-SCCR-421407

The Defendant being before the Bar of the Court and showing no reason why the sentence of the Court should not be imposed,

IT IS HEREBY ORDERED AND ADJUDGED BY THE COURT

That the Defendant be sentenced as follows:

Accusation/Ticket #
Count: 1 Purchase, Possession, Manufacture, Distribution, or Sale of Marijuana - 16-13-30(j) -Conditional Discharge Pending
Fine of $300.00 plus surcharges totaling $585.00
Probation 12 Months
Substance Abuse Evaluation and Treatment
Random Alcohol/Drug Screens

Payment of the Georgia Crime Victim fee of $9.00 per month;
Payment of the county probation fee of $38.00 per month;

General Conditions

1. Defendant shall not violate any laws of the United States, States or Local Ordinances.
2. Defendant shall not change address or leave the State for any period of time without prior permission from the Probation officer.
3. Defendant shall work faithfully and maintain suitable employment.
4. Defendant shall avoid persons and places of disreputable or harmful character.
5. Defendant shall avoid injurious and vicious habits, including alcohol intoxication and use of narcotics and other dangerous drugs unless lawfully prescribed.
6. Support your legal dependents to the best of your ability.
7. Defendant shall be subject to a drug and/or alcohol screen on demand and be responsible for the cost of such test.
8. Defendant shall report to the probation officer as directed and notify the office promptly if unable to report due to illness/injury.
9. Defendant shall pay towards fines and fees as directed by the Probation Officer.

So Ordered this 27th day of October, 2017

Jeffrey B. Hanson, JUDGE
STATE COURT OF BIBB COUNTY

IN THE STATE COURT OF BIBB COUNTY
STATE OF GEORGIA

2018 JAN - 7 AM 10:00

THE STATE OF GEORGIA

Case Number:18-SCCR-423711

vs.

The Defendant being before the Bar of the Court and showing no reason why the sentence of the Court should not be imposed,

IT IS HEREBY ORDERED AND ADJUDGED BY THE COURT

That the Defendant be sentenced as follows:

Accusation/Ticket #
Count: 1 Theft by Shoplifting - 16-8-14 - First Offender Pending
Fine of $500.00 plus surcharges totaling $680.00
Probation 12 Months
Banned From Location PRIMARY EYE CARE

Payment of the Georgia Crime Victim fee of $9.00 per month;
Payment of the county probation fee of $38.00 per month;

General Conditions

1. Defendant shall not violate any laws of the United States, States or Local Ordinances and be of general good behavior.
2. Defendant shall not change address or leave the State for any period of time without prior permission from the Probation officer.
3. Defendant shall work faithfully and maintain suitable employment.
4. Defendant shall avoid persons and places of disreputable or harmful character.
5. Defendant shall avoid injurious and vicious habits, including alcohol intoxication and use of narcotics and other dangerous drugs unless lawfully prescribed.
6. Support your legal dependents to the best of your ability.
7. Defendant shall be subject to a drug and/or alcohol screen on demand and be responsible for the cost of such test.
8. Defendant shall report to the probation officer as directed and notify the office promptly if unable to report due to illness/injury.
9. Defendant shall pay towards fines and fees as directed by the Probation Officer.

IT IS ORDERED AND ADJUDGED BY THE COURT that the Defendant, Dinya Genise Clark be placed on 12 MONTHS probation in accordance with the Probation Law for the First Offenders as enacted by the General Assembly of Georgia, O.C.G.A. Section 42-8-60, and that the Defendant does pay into Court a fine of $680.00 and all other charges as required by law and Court Order.

IT IS FURTHER ORDERED that the Defendant stay away from the land and premises of PRIMARY EYE CENTER.

IT IS FURTHER ORDERED that the Defendant shall serve this sentence under the supervision of the State Court Probation Office and comply with all suspended sentence and probation rules adopted by this Court in its "Standing Order – Probation and Suspended Sentence Cases effective May 1, 2011" and which are by reference made a part of this sentence. A copy of said rules was given to the Defendant on the date of this sentence.

IN THE STATE COURT OF BIBB COUNTY
STATE OF GEORGIA

THE STATE OF GEORGIA

Case Number: 18-SCCR-423711

vs.

IT IS FURTHER ORDERED, upon fulfillment of the term of probation, or upon release by the Court prior to the termination of the period thereof, the Defendant shall be discharged without court adjudication of guilt. Such discharge shall completely exonerate the Defendant of any criminal purpose and shall not affect any of his civil rights or liberties, except for registration requirements under the state sexual offender registry and except with regard to employment providing care of minor children or elderly persons and the Defendant shall not be considered to have a criminal conviction. O.C.G.A. Section 42-8-60.

SO ORDERED this 7th day of January, 2019

Jeffrey B. Hanson, JUDGE
STATE COURT OF BIBB COUNTY

CERTIFICATE OF SERVICE -- This is to certify that a true and correct copy of this Sentence of Probation has been delivered in person to the Defendant and he/she has been duly instructed regarding the Conditions as set forth in this Sentence. The defendant/probationer certifies that a copy has been received and instructions regarding this sentence acknowledged. I understand probation is an alternative to a jail sentence and if I fail to meet all of the conditions, then this probated sentence may be revoked and I may be sentenced to serve jail time or receive other punishment as deemed appropriate by the court.

Defendant | 01/07/19 Date | Probation Officer

FIRST OFFENDER

IN THE STATE COURT OF COBB COUNTY
STATE OF GEORGIA

STATE OF GEORGIA CASE NO._____

vs

_____,
Defendant.

NOTICE REGARDING FIRST OFFENDER SENTENCING PURSUANT TO O.C.G.A § 42-8-60

The defendant is hereby notified of the provisions of Georgia law regarding first offender sentencing.

Eligibility. You may qualify for first offender sentencing if you have not previously been convicted of a felony or previously been sentenced as a first offender under O.C.G.A § 42-8-60. However, not all charges are subject to first offender sentencing.

Court's discretion. The court has the discretion to accept or reject a defendant's request for first offender sentencing with respect to eligible charges.

Effect, generally. A first offender sentence would not result in a criminal conviction unless you violate the conditions of the sentence or commit a new offense during the period of the sentence. Upon successful completion of the sentence, the court would enter an order discharging you without an adjudication of guilt. As a general matter, a first offender discharge would exonerate you of a criminal purpose and you would not be considered to have a criminal conviction. A first offender discharge may not be used to disqualify a person in any application for employment or appointment to office in either the public or private sector except that certain sex offenses may result in a disqualification from employment in a school or facilities offering care of the elderly, mentally ill , or developmentally disabled; and discharge pertaining to a crime involving a dishonest or immoral act may be used to disqualify a person from peace officer certification or employment. If you are not a citizen of the United States, this plea may have an impact on your immigration status, including deportation, exclusion or denial of naturalization.

Future first offender treatment. No one may be sentenced as a first offender more than once. If you have previously been sentenced as first offender under O.C.G.A § 42-8-60, you cannot request first offender sentencing in this case. If you are sentenced as a first offender in this case, you cannot request first offender treatment under O.C.G.A § 42-8-60 in any other case.

Adjudication of guilt. Your first offender status may be revoked and the court may enter an adjudication of guilt if you should violate the terms of probation or commit another crime during the period of probation or if the court should determine that you were not eligible for first offender sentencing. The court may then resentence you up to the maximum sentence for the offense charged, with credit for time previously served in custody or on probation.

Legal advice. The court cannot give you legal advice about whether or not to ask for first offender sentencing. Attorneys may provide advice and counsel with respect to this and other matters relating to this case.

DEFENDANT'S ELECTION REGARDING FIRST OFFENDER SENTENCING

I have read the above notice regarding first offender sentencing and hereby state that:

_____ I do not desire to be sentenced in this case as a first offender under O.C.G.A § 42-8-60.

_____ I request sentencing in this case as a first offender under O.C.G.A § 42-8-60.

_____ _____
Date Defendant

The Court finds that the defendant has been made aware of the consequences of entering a first offender plea pursuant to O.C.G.A. § 42-8-60.

_____ _____
Date Judge David Darden
State Court of Cobb County

Filed in open court, this _____ day of _____, 20__.

Deputy Clerk: _____

12/09/15

IN THE STATE COURT OF DEKALB COUNTY

STATE OF GEORGIA

STATE OF GEORGIA	)	
	)	
vs	)	CASE NO.: _____
	)	
_____	)	JUDGE HYDRICK
	)	
Defendant.	)	

NOTICE REGARDING FIRST OFFENDER SENTENCING PURSUANT TO OCGA § 42-8-61

The Defendant is hereby notified of the provisions of Georgia law regarding first offender sentencing.

Eligibility. You may qualify for first offender sentencing if you have not previously been convicted of a felony or previously been sentenced as a first offender under OCGA § 42-8-60.

Court's discretion. The Court has the discretion to accept or reject any Defendant's request for first offender sentencing.

Effect, generally. A first offender sentence prevents you from having a criminal conviction, unless you violate the conditions of the sentence or commit a new offense during the period of the sentence. Upon successful completion of your sentence, the Court will enter an order discharging you from the offense(s) without an adjudication of guilt. The discharge will completely exonerate you of any criminal purpose and will not affect any of your civil rights or liberties, and you will not be considered to have a criminal conviction.

Effect on future employment or appointment. The discharge may not be used to disqualify you in any application for employment or appointment to office in either the public or private sector except that certain sex offenses may disqualify you from employment in a school or facilities offering care of the elderly, mentally ill, or developmentally disabled; and discharge pertaining to a crime involving a dishonest or immoral act may be used to disqualify you from peace officer certification or employment.

Future first offender treatment. No one may be sentenced as a first offender more than once. If you have previously been sentenced as a first offender under OCGA § 42-8-60, you can't request first offender sentencing in this case. If you are sentenced as a first offender in this case, you can't request first offender treatment under OCGA § 42-8-60 in any other case.

Adjudication of guilt. Your first offender status may be revoked and the Court may enter adjudication of guilt should you violate the terms of probation or commit another crime during the period of probation, or should the Court determine that you are or were not eligible for first offender sentencing. The Court may then resentence you up to the maximum sentence for the offense charged, with credit for time previously served in custody or on probation.

DEFENDANT'S ELECTION REGARDING FIRST OFFENDER SENTENCING

I have read the above notice regarding first offender sentencing and hereby advise the Court:

_____ I am not qualified to request first offender sentencing because I am a convicted felon or have previously been sentenced as a first offender under OCGA § 42-8-60.

_____ I do not desire to be sentenced in this case as a first offender under OCGA § 42-8-60.

_____ I request sentencing in this case as a first offender under OCGA § 42-8-60.

_____ Date: _____

DEFENDANT

IN THE STATE COURT OF HENRY COUNTY

STATE OF GEORGIA

STATE OF GEORGIA	)	
	)	
vs.	)	CASE NO.: ___SR_____
	)	
_____	)	
	)	
Defendant.	)	

NOTICE REGARDING FIRST OFFENDER SENTENCING
PURSUANT TO OCGA § 42-8-61

The Defendant is hereby notified of the provisions of Georgia law regarding first offender sentencing.

Eligibility. You may qualify for first offender sentencing if you have not previously been convicted of a felony or previously been sentenced as a first offender under OCGA § 42-8-60.

Court's discretion. The Court has the discretion to accept or reject any Defendant's request for first offender sentencing.

Effect, generally. A first offender sentence prevents you from having a criminal conviction, unless you violate the conditions of the sentence or commit a new offense during the period of the sentence. Upon successful completion of your sentence, the Court will enter an order discharging you from the offense(s) without an adjudication of guilt. The discharge will completely exonerate you of any criminal purpose and will not affect any of your civil rights or liberties, and you will not be considered to have a criminal conviction.

Effect on future employment or appointment. The discharge may not be used to disqualify you in any application for employment or appointment to office in either the public or private sector except that certain sex offenses may disqualify you from employment in a school or facilities offering care of the elderly, mentally ill, or developmentally disabled; and discharge pertaining to a crime involving a dishonest or immoral act may be used to disqualify you from peace officer certification or employment.

IN THE STATE COURT OF BIBB COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

vs. Accusation No._____

_____

Defendant.

NOTICE REGARDING FIRST OFFENDER SENTENCING PURSUANT TO OCGA § 42-8-61

The Defendant is hereby notified of the provisions of Georgia law regarding first offender sentencing.

Eligibility. You may qualify for first offender sentencing if you have not previously been convicted of a felony or previously been sentenced as a first offender under OCGA § 42-8-60.

Court's discretion. The Court has the discretion to accept or reject any Defendant's request for first offender sentencing.

Effect, generally. A first offender sentence prevents you from having a criminal conviction, unless you violate the conditions of the sentence or commit a new offense during the period of the sentence. Upon successful completion of your sentence, the Court will enter an order discharging you from the offense(s) without an adjudication of guilt. The discharge will completely exonerate you of any criminal purpose and will not affect any of your civil rights or liberties, and you will not be considered to have a criminal conviction.

Effect on future employment or appointment. The law states that discharge may not be used to disqualify you in any application for employment or appointment to officer in either the public or private sector except that certain sex offenses may disqualify you from employment in a school or facilities offering care of the elderly, mentally ill, or developmentally disabled; and discharge pertaining to a crime involving a dishonest or immoral act may be used to disqualify you from peace officer certification or employment.

Future first offender treatment. No one may be sentenced as a first offender more than once. If you have previously been sentenced as a first offender under OCGA § 42-8-60, you can't request first offender sentencing in this case. If you are sentenced as a first offender in this case, you can't request first offender treatment under OCGA § 42-8-60 in any other case.

Adjudication of guilt. Your first offender status may be revoked and the Court may enter adjudication of guilt should you violate the terms of probation or convict another crime during the period of probation, or should the Court determine that you are or were not eligible for first offender sentencing. The Court may then resentence you up to the maximum sentence for the offense charged, with credit for time previously served in custody or on probation.

DEFENDANT'S ELECTION REGARDING FIRST OFFENDER SENTENCING

I have read the above notice regarding first offender sentencing and hereby certify to the Court:

- I am not a convicted felon.
- I have not previously been sentenced as a first offender under OCGA § 42-8-60.
- I request sentencing in this case as a first offender under OCGA § 42-8-60.

_____ Date: _____
DEFENDANT

Misdemeanor Sentence

IN THE STATE COURT OF COBB COUNTY, GEORGIA
STATE OF GEORGIA
VS

Citation/Warrant No. _____

Criminal Action No. _____

OTN _____

OFFENSES

1. _____
2. _____
3. _____
4. _____
5. _____

Plea: ☐ Negotiated
☐ Guilty on Count(s) _____
☐ Nolo Contendere on Count(s) _____

Trial:
☐ Jury
☐ Non-Jury

Verdict:
☐ Guilty on Count(s) _____
☐ Not Guilty on Count(s) _____

Other Disposition:
☐ Nolle Prosequi Order on Count (s) _____
☐ Merge on Count(s) _____

☐ FIRST OFFENDER TREATMENT

WHEREAS, the above-named defendant has been found guilty of the above-stated offense(s) and WHEREAS, said defendant has not previously been convicted of a felony nor availed himself of the Provisions of the First Offender Act (Ga. Laws 1968 p. 324) (O.C.G.A. 42-8-60); NOW, THEREFORE, the defendant consenting hereto, it is the judgment of the Court that no judgment of guilt be imposed at this time, but further proceedings are deferred and defendant is hereby sentenced to a period of confinement of _____ months/days in the Cobb County Jail or such other place as Cobb County may provide for the maintenance of county inmates.

IT IS FURTHER ORDERED that the defendant pay a fine of $ _____ plus all applicable surcharges and pay restitution (Circuit Defender) of $ _____. ☐ Circuit Defender restitution waived per OCGA § 15-21A-6(c).

HOWEVER, it is the further order by the Court, that upon the service of _____ months/days of the above sentence the remainder of _____ months/days may be served on probation/suspended PROVIDED that the said defendant complies with the following general and other conditions herein imposed by the Court as part of this sentence.

☐ As a condition of probation, defendant is to report to the Cobb County Adult Detention Center at _____ a.m./p.m. on the _____ day of _____, 20____, for service of custody time. ☐ Report to probation in person within _____ days of release. ☐ Give Credit for time served. ☐ Release on time served.

Prospective date of exoneration of guilt and discharge if defendant complies with this sentencing order: _____

IT IS FURTHER ORDERED by the Court that upon violation of the terms of probation, or upon the Court determining that the defendant is or was not eligible for sentencing under this article, the Court may enter an adjudication of guilt and proceed to sentence the defendant to the maximum sentence provided by law with credit for any prior compliance with the terms of the original First Offender Order. Upon fulfillment of the terms of the probation, upon release of the defendant by the Court prior to the termination of the period thereof, or upon release from confinement, whichever occurs latest, the defendant shall stand discharged of said offense charged and shall be completely exonerated of guilt of said offense charged and that a copy of this Order shall be forwarded to the Office of the State Probation System of Georgia, Georgia Crime Information Center, and the Identification Division of the Federal Bureau of Investigation.

GENERAL CONDITIONS OF ☐ PROBATION ☐ SUSPENDED SENTENCE

The defendant having been granted the privilege of serving all or part of the above-stated sentence on probation, hereby is sentenced to the following general conditions of probation:

☐ 1) Do not violate the criminal laws of any governmental unit.
☐ 2) Avoid injurious and vicious habits – especially alcoholic intoxication and narcotics and other dangerous drugs unless prescribed lawfully.
☐ 3) Avoid persons or places of disreputable or harmful character.
☐ 4) Report to the Probation Parole Supervisor as directed and permit such Supervisor to visit you at home or elsewhere.
☐ 5) Work faithfully at suitable employment insofar as may be possible. ☐ 6) Support your legal dependants to the best of your ability
☐ 7) Do not change your present place of abode, move outside the jurisdiction of the Court, or leave the State for any period of time without prior permission of the Probation Supervisor.

SPECIAL CONDITIONS OF ☐ PROBATION ☐ SUSPENDED SENTENCE

☐ 1) ATTEND: ☐ Risk Reduction Program ☐ Defensive Driving School ☐ Theft & Shoplifting Offenders Program. ☐ Victim Impact Panel. Within _____ days.
☐ 2) Evaluate and treat as needed for (anger/violence) (alcohol/drug dependency) (deviant behavior) ☐ See Addendum A. Evaluate within _____ days.
☐ 3) Pay fines (restitution/surcharge) ☐ by _____ ; ☐ in Equal Monthly Installments over first _____ months. Restitution/fines to be paid first.
☐ 4) Provide _____ (hours community service) (weekends CSAI).
☐ 5) Pay probation supervisory/suspension fee of $ _____ per month ☐ Undue hardship found.
☐ 6) Avoid any (violence) (contact) (entry) with (into) _____
☐ 7) Probation/suspended sentence may/shall terminate upon complete payment and completion of all special conditions (after _____ months).
☐ 8) Do not drink any alcohol or take any drugs without a prescription. ☐ 9) Submit to random alcohol & drug testing at defendant's expense.
☐ 10) Probation shall become non-reporting, without fees, upon completion of all special conditions, if the defendant has not violated probation (after _____ months)
☐ 11) Enroll in 24-week Family Violence Intervention Program within _____ days and successfully complete program.
☐ 12) Report on time to the Adult Detention Center. ☐ 13) May report to probation by phone or mail, if in compliance with probation conditions.

☐ NOTICE TO DEFENDANT: ☐ Subject to periodic Criminal History/Driver's License checks
It is the further order of the Court, and the defendant is hereby advised that the Court may, at any time, revoke any conditions of this probation and/or discharge the defendant from probation. The defendant shall be subject to arrest for violation of any condition or probation herein granted. If such probation is revoked, the Court may re-sentence the defendant to the maximum sentence provided by law with credit for any prior compliance with the terms of the original First Offender Order.
The defendant was represented by the Honorable _____, Attorney at Law ☐ Appointed ☐ Retained

SO ORDERED this _____ day of _____ 20____

Copy received and conditions acknowledged: _____ Defendant

JUDGE, State Court of Cobb County

_____ Defendant's Attorney Bar #

Reported by _____

_____ Solicitor General (Assistant) Bar #

Interpreter: _____ (Certified) (Registered)

Filed in Open Court, This _____ day of _____ Term, _____ Citation/Warrant No.: _____ Deputy Clerk

Revised 7/1/2016

IN THE STATE COURT OF COBB COUNTY, GEORGIA
STATE OF GEORGIA
VS

_____

Citation/Warrant No. _____

Criminal Action No. _____

OTN _____

OFFENSES
1. _____
2. _____
3. _____
4. _____
5. _____

Plea: ☐ Negotiated
☐ Guilty on Count(s) _____
☐ Nolo Contendere on Count(s) _____

Trial:
☐ Jury
☐ Non-Jury

Verdict:
☐ Guilty on Count(s) _____
☐ Not Guilty on Count(s) _____

Other Disposition:
☐ Nolle Prosequi Order on Count (s) _____
☐ Merge on Count(s) _____

☐ **CONDITIONAL DISCHARGE**

WHEREAS, the above-named defendant has been found guilty of the above-stated offense(s) and WHEREAS, said defendant has not previously availed himself of the Provisions of a Conditional Discharge under ☐ (Ga. Laws, pp. 1083, O.C.G.A. 16-13-2 Controlled Substances) or ☐ (O.C.G.A. 3-3-23.1 Underage Possession); NOW, THEREFORE, the defendant consenting hereto, it is the judgment of the Court that no judgment of guilt be imposed at this time, but further proceedings are deferred and defendant is hereby sentenced to a period of confinement of _____ months/days in the Cobb County Jail or such other place as Cobb County may provide for the maintenance of county inmates.

IT IS FURTHER ORDERED that the defendant pay a fine of $ _____ plus all applicable surcharges and pay restitution (Circuit Defender) of $ _____ ☐ Circuit Defender restitution waived per OCGA § 15-21A-6(c).

HOWEVER, it is the further order by the Court, that upon the service of _____ months days of the above sentence the remainder of _____ months/days may be served on probation/suspended PROVIDED that the said defendant complies with the following general and other conditions herein imposed as part of this sentence.

☐ As a condition of probation, defendant is to report to the Cobb County Adult Detention Center at _____ a.m./p.m. on the _____ day of _____ 20 _____ for service of custody time. ☐ Report to probation in person within _____ days of release. ☐ Give Credit for time served. ☐ Release on time served.

Prospective date of exoneration of guilt and discharge if defendant complies with this sentencing order:

IT IS FURTHER ORDERED by the Court that upon violation of the terms of probation, or upon the Court determining that the defendant is or was not eligible for sentencing under this article, the Court may enter an adjudication of guilt and proceed to sentence the defendant to the maximum sentence provided by law with credit for any prior compliance with the terms of the original Conditional Discharge Order. Upon fulfillment of the terms of the probation, upon release of the defendant by the Court prior to the termination of the period thereof, or upon release from confinement, whichever occurs latest, the defendant shall stand discharged of said offense charged and shall be completely exonerated of guilt of said offense charged and that a copy of this Order shall be forwarded to the Office of the State Probation System of Georgia, Georgia Crime Information Center, and the Identification Division of the Federal Bureau of Investigation.

GENERAL CONDITIONS OF ☐ PROBATION ☐ SUSPENDED SENTENCE

The defendant having been granted the privilege of serving all or part of the above-stated sentence on probation, hereby is sentenced to the following general conditions of probation:

☐ 1) Do not violate the criminal laws of any governmental unit.
☐ 2) Avoid injurious and vicious habits – especially alcoholic intoxication and narcotics and other dangerous drugs unless prescribed lawfully.
☐ 3) Avoid persons or places of disreputable or harmful character.
☐ 4) Report to the Probation Parole Supervisor as directed and permit such Supervisor to visit you at home or elsewhere.
☐ 5) Work faithfully at suitable employment insofar as may be possible. ☐ 6) Support your legal dependents to the best of your ability.
☐ 7) Do not change your present place of abode, move outside the jurisdiction of the Court, or leave the State for any period of time without prior permission of Probation Supervisor.

SPECIAL CONDITIONS OF ☐ PROBATION ☐ SUSPENDED SENTENCE

☐ 1) ATTEND: ☐ Risk Reduction Program ☐ Defensive Driving School ☐ Theft & Shoplifting Offenders Program ☐ Victim Impact Panel Within _____ days.
☐ 2) Evaluate and treat as needed for (anger/violence) (alcohol/drug dependency) (deviant behavior) ☐ see Addendum A. Evaluate within _____ days.
☐ 3) Pay fine (restitution/surcharge) ☐ by _____ ; ☐ in Equal Monthly Installments over first _____ months. Restitution/fines to be paid first.
☐ 4) Provide _____ (hours community service) (weekends CSAI) within _____ months
☐ 5) Pay probation supervisory/suspension fee of $ _____ per month. ☐ UNDUE hardship found.
☐ 6) Avoid any (violence) (contact) (entry) with (into) _____
☐ 7) Probation/suspended sentence may/shall terminate upon complete payment and completion of all special conditions (after _____ months).
☐ 8) Do not drink any alcohol or take any drugs without a prescription. ☐ 9) Submit to random alcohol & drug testing at defendant's expense.
☐ 10) Probation shall become non-reporting, without fees, upon completion of all special conditions, if the defendant has not violated probation (after _____ months)
☐ 11) Enroll in 24-week Family Violence Intervention Program within _____ days and successfully complete program.
☐ 12) Report on time to the Adult Detention Center. ☐ 13) May report to probation by phone or mail, if in compliance with probation conditions.

☐ NOTICE TO DEFENDANT: ☐ Subject to periodic Criminal History/Driver's License checks

It is the further order of the Court, and the defendant is hereby advised that the Court may, at any time, revoke any conditions of this probation and/or discharge the defendant from probation. The defendant shall be subject to arrest for violation of any condition of probation herein granted. If such probation is revoked, the Court may re-sentence the defendant to the maximum sentence provided by law with credit for any prior compliance with the terms of the original Conditional Discharge Order.

The defendant was represented by the Honorable _____, Attorney at Law ☐ Appointed ☐ Retained

SO ORDERED this _____ day of _____ 20 _____

Copy received and conditions acknowledged: _____

Defendant

JUDGE, State Court of Cobb County

Reported by _____

Defendant's Attorney _____ Bar # _____

Interpreter: _____

Solicitor General (Assistant) _____ Bar # _____

(Certified) (Registered)

Filed in Open Court, This _____ day of _____ Term _____ Deputy Clerk

Citation/Warrant No.: _____

Revised 7/1/2016

IN THE STATE COURT OF DEKALB COUNTY,
STATE OF GEORGIA

FINAL DISPOSITION

VS.

_____

CRIMINAL ACTION NO:_____

_____

_____

_____

_____

FINE AMT _____
P.O.P.I.D.F _____
PLUS 10% _____
JAIL STAFFING _____
VICTIMS ASST _____
CTY DRUG TRMT _____
RESTITUTION _____
COURT COST _____
LAW LIBRARY _____
JOSHUA'S LAW _____
TOTAL _____

FIRST OFFENDER OR CONDITIONAL DISCHARGE SENTENCE

Sentenced under: O.C.G.A §42-8-60 or O.C.G.A. § 16-13-2

PLEA: **VERDICT**

☐ Negotiated ☐ GUILTY _____ ☐ Jury ☐ Non-jury

☐ Non-negotiated ☐ NOLO CONTENDERE _____ ☐ NOLLE PROSEQUI _____

The Court enters the following judgment:

The Defendant consenting hereto, it is the judgment of the Court that no judgment of guilt be imposed at this time but that further proceedings are deferred and the Defendant is to serve a sentence of _____ hours/days/months, consisting of _____ days/hours/months, confinement, credit for _____ hours/days/months already served and the remainder on Probation

☐ 1. The above sentence may be served on probation provided the Defendant shall comply with the Conditions of Probation imposed by the Court as part of this sentence.

☐ 2. Upon service of _____, the remainder of the sentence may be served on probation: **PROVIDED**, that the Defendant shall comply with the Conditions of Probation imposed by the Court as part of this sentence.

Upon violation of the terms of probation, upon conviction for another crime during the period of probation, or upon the Court's determination that the Defendant is or was not eligible for sentencing under the First Offender Act or for Conditional Discharge, the Court may enter an adjudication of guilt and proceed to sentence the Defendant to the maximum sentence as provided by law. Upon fulfillment of the terms of this sentence, or upon release of the Defendant by the Court prior to the termination of this sentence, the Defendant shall stand discharged of said offense without court adjudication of guilt and shall be completely exonerated of guilt of said offense charged.

GENERAL CONDITIONS OF PROBATION

The Defendant is subject to arrest for any violation of probation. If probation is revoked, the Court may order incarceration. The Defendant shall comply with the following General Conditions of Probation: 1) Do not violate the criminal laws of any governmental unit and be of general good behavior. 2) Avoid injurious and vicious habits. 3) Avoid persons or places of disreputable or harmful character. 4) Report to the Probation Officer as directed and permit the Probation Officer to visit you at home or elsewhere. faithfully at suitable employment insofar as may be possible.

* NON-REPORTING PROBATION ONCE ALL CONDITIONS ARE MET.

IN THE STATE COURT OF DEKALB COUNTY,
STATE OF GEORGIA

FINAL DISPOSITION

CRIMINAL ACTION NO: _____

GENERAL CONDITIONS OF PROBATION

5) Work faithfully at suitable employment insofar as may be possible. 6) Do not change your place your place of abode, move outside the jurisdiction of the Court, or leave Georgia without permission of the Probation Officer. If permitted to move or travel to another state, you agree to waive extradition from any jurisdiction where you may be found and not contest any effort by any jurisdiction to return you to this State. 7) Support your legal dependents to the best of your ability. 8) Submit to evaluations and testing relating to rehabilitation and participate in rehabilitative programming as directed by the Probation Office. 9) Make restitution as ordered by the Court

OTHER CONDITIONS

1) The Defendant shall pay a probation supervision fee of $_____ per month to the Probation Office beginning _____.
2) If counsel was provided under the Georgia Indigent Offense Act: ☐ the Defendant shall pay the $50 Public Defender Application Fee; ☐ the Defendant shall pay attorney's fees of $_____.

SPECIAL CONDITIONS

_____

_____

_____

_____Attorney at Law, Georgia Bar No: represented the Defendant by (Employment) (Appointment).

So Ordered, this_____ day of_____, 20____.

_____
Judge, State Court of DeKalb County

Firearms – If your disposition involves a crime punishable by imprisonment for a term exceeding one year, or a misdemeanor crime of domestic violence where you are or were a spouse, intimate partner, parent, or guardian of the victim, or are or were involved in another similar relationship with the victim, it is unlawful for you to possess or purchase a firearm, including a rifle, pistol, revolver or ammunition, pursuant to federal law under 18 U.S.C § 922(g)(9).

Acknowledgment: I have been provided with a copy of the sentence. I have read the terms of this sentence or had them read and explained to me. If all or any part of this sentence is probated I certify that I understand the meaning of the order of probation and the conditions of probation. I understand that violation of a special condition of probation could result in revocation of all time remaining on the period of probation.

Initials of Probation Officer: _____ Initials of Defendant:_____

DEFENDANT IS TO SUBMIT TO RANDOM ALCOHOL/DRUG SCREENS.
DEFENDANT MAY WORK OFF FINES AND FEES BY PERFORMING COMMUNITY SERV AT THE RATE OF $__ PER HR
DEFENDANT TO COMPLETE APPROVED DOMESTIC VIOLENCE INTERVENTION PROGRAM.
DEFENDANT SHALL PERFORM ___ HRS OF COMM SERV AT TIMES & PLACES SPECIFIED BY PROB.
DEFENDANT SHALL UNDERGO ALCOHOL/DRUG/MENTAL EVALUATION & TREATMENT AS DIRECTED.

IN THE STATE COURT
BIBB COUNTY, GEORGIA

STATE OF GEORGIA

vs.

Case No. 421407

DISCHARGE ORDER

William Michael Childs, the above-referenced Defendant, having been sentenced on October 27, 2017, for Possession of Less Than an Ounce of Marijuana, to a term of twelve months on probation and a fine of $300.00 pursuant to the conditional discharge provisions of O.C.G.A § 16-13-2, and said Defendant having successfully fulfilled the terms and conditions of said probation, it is hereby **CONSIDERED, ORDERED, AND ADJUDGED** that this case shall be dismissed and that the Defendant shall be discharged without an adjudication of guilt. It is further ordered that this charge shall not be deemed a conviction against the said Defendant for purposes of O.C.G.A. § 16-13-2 or for any purposes of disqualifications or disabilities imposed by law upon conviction of a crime.

SO ORDERED this 6th day of November, 2018.

JUDGE, BIBB COUNTY STATE COURT

PROBATION REVOCATIONS

IN THE STATE COURT OF DeKALB COUNTY
STATE OF GEORGIA

STATE OF GEORGIA,	*	
	*	CASE NO: _____-2
VS.	*	
	*	
_____,	*	
DEFENDANT.	*	

ORDER

The above captioned matter came before this Court for a Status Check/Walk-In Probation Revocation Hearing. After hearing all matters properly before this Court **IT IS HEREBY ORDERED** that the Defendant's probation be modified as follows:

_____ Defendant's probation may become non-reporting.

_____ Defendant's remaining fines / supervision fees may be waived.

_____ Defendant's remaining probationary period may terminate and the case closed.

_____ Other _____

_____

_____.

SO ORDERED this the _____ day of _____, 20___.

_____
HON. STACEY K. HYDRICK
JUDGE, STATE COURT OF DEKALB COUNTY

cc: Probation
Solicitor-General's Office
Defendant (via Probation)
Clerk's File

STATE COURT OF COBB COUNTY SENTENCE ENFORCEMENT
PETITION FOR REVOCATION OF PROBATION

THE STATE	CASE NO. 19-T-1234
VS	_____ TERM 2019
JOHN S. DOE	STATE COURT OF COBB COUNTY

Now comes JUSTIN N. ROWLAND, Sentence Enforcement, State Court of Cobb County, in the name and behalf of the State of Georgia, and brings this action against JOHN S. DOE, hereinafter called the defendant, and shows:

I.

That the defendant entered a plea of _____ to the offense(s) of _____ at the _____ term 201__.

II.

That this Court, on the _____ day of _____, 201__ did sentence the Defendant to serve _____ months and _____ days probation with general and special conditions.

III.

That this Court permitted said sentence to be served under general and special conditions of probation provided the defendant abide by the terms and conditions set forth in a separate Order, which is attached hereto, marked as Exhibit "A", and specifically incorporated herein.

IV.

That the defendant has violated the following terms and conditions of the probated sentence in the following particulars:

_____
_____
_____
_____
_____
_____
_____

CASE NO. 19-T-1234

V.

WHEREFORE, the State of Georgia prays that the citation for revocation of the probation be served on the Defendant, and that the defendant be directed to appear before this Court on the day to be fixed by the Court, and at this time to show cause why the probated sentence should not be revoked.

This _____ day of _____, 2019.

_____
JUSTIN N. ROWLAND
SENTENCE ENFORCEMENT UNIT
STATE COURT OF COBB COUNTY

NOTICE OF HEARING

Having read the foregoing petition, it is hereby ordered that the defendant be served with a copy of the same and that the defendant show cause before me on the ___ day of _____, 2019 in the State Court Building, Courtroom 4A on the 4th floor, Marietta, Cobb County, Georgia, at ___:_____ ___.m. why said probation should not be modified/revoked. Failure to appear can result in the issuance of a warrant for your arrest.

This_____ day of _____, 2019.

_____
JUDGE DAVID DARDEN
STATE COURT OF COBB COUNTY

CASE NO. 19-T-1234

CONSENT/DENIAL

The defendant, hereby, (consents to) (denies) the allegations contained in this Petition for Revocation of Probation.

_____
DEFENDANT

_____
DEFENDANT'S ATTORNEY

ORDER OF REVOCATION

WHEREAS, pursuant to notice given to the Defendant, a full hearing was conducted by this Court on the date aforesaid in accordance with O.C.G.A. 42-8-34, and O.C.G.A. 42-8-38 and the Court adjudged that the terms of the probation has been violated as set forth in the following particulars:

_____
_____
_____
_____

NOW THEREFORE, it is ordered and adjudged that the probation provisions in said original sentence be revoked in accordance with O.C.G.A. 42-8-34, 42-8-38, and the Defendant is hereby required to serve _____months, _____days in the Cobb County Adult Detention Center, the Public Works Camp or such other place as the Director of Corrections may direct, subject; however, to the further provision that

_____
_____
_____
_____
_____
_____
_____
_____

This _____ day of _____, 2019.

_____
JUDGE DAVID DARDEN
STATE COURT OF COBB COUNTY

THE STATE

VS

JOHN S. DOE

CASE NO. 19-T-1234

_____ TERM 2019

STATE COURT OF COBB COUNTY

CERTIFICATE OF SERVICE

I, hereby certify that I have served a copy of the foregoing petition upon the defendant in person, regular mail or by certified mail.

This_____ day of _____, 2019.

_____
JUSTIN N. ROWLAND
SENTENCE ENFORCEMENT UNIT
STATE COURT OF COBB COUNTY

ACKNOWLEDGEMENT

I, hereby, acknowledge service of the foregoing petition and understand that I am entitled to legal representation at said hearing.

This _____day of _____, 2019.

_____
DEFENDANT

I, hereby, waive three days notice of said hearing.

This _____day of _____, 2019.

_____
DEFENDANT

IN THE STATE COURT OF ATHENS-CLARKE COUNTY
STATE OF GEORGIA

State of Georgia

v. Case No. ST-_____-CR-_____

_____
Defendant

ORDER

The Defendant in the above-styled case was served with a Petition for Revocation/Modification of Probation. The Defendant appeared before the undersigned judge this date, at which time:

( ) the Defendant admitted having violated the terms and conditions of probation as alleged.

( ) a full hearing was conducted and the Defendant was found by a preponderance of the evidence to have violated the terms and conditions of probation as alleged.

( ) the Defendant was not found to be in willful violation of probation.

( ) other: _____

Therefore, it is hereby ordered and adjudged that:

( ) the Defendant's probation is revoked and the Defendant is required to serve _____ in the Clarke County Jail, with credit for time served, after which time the Defendant's case is remitted.

( ) the Defendant's probation is revoked and the Defendant is required to serve _____ in the Clarke County Jail, with credit for time served, after which time the Defendant is continued on probation with all terms and conditions of probation continued in full force and effect, and subject to the following additional provisions: _____

_____

_____

( ) the Defendant is continued on probation with all terms and conditions of probation continued in full force and effect, and subject to the following additional provisions: _____

_____

_____

( ) other: _____

_____

This _____ day of _____, 20_____.

_____ _____

_____
Judge, State Court of Athens-Clarke County

PETITION FOR REVOCATION OF PROBATION

STATE OF GEORGIA

VS

[redacted]
CASE NUMBER

[redacted]
DEFENDANT

The above named Defendant entered a plea of guilty to the offense(s) of Driving without a valid license, on the 19th day of June, 2018 in the State Court of Henry County and was sentenced to 12 months probation according to the sentence on file in the record of this case.

The defendant has violated the terms and conditions of probation in the following particulars:

1. The defendant was ordered to pay $705.00 in fines/surcharges/restitution and $50.00 in supervision fees. She was instructed to pay $125.00 monthly begioning 6/19/2018. As of 4/3/2019, she is $519.00 in arrears, specifically, $419.00 in fines/surcharges/resitution and $100.00 in supervision fees. She last paid $125.00 on 2/15/2019. She was given the option to perform additional hours for her fines but has not done so. The fine balance is $419.00.

Wherefore, let an order issue and be served upon the defendant requiring him/her to appear before the Court at a time certain for the hearing of this petition.

This 4th day of April 2019

Beatriz Loyola, Probation Officer

ORDER

The above named defendant shall appear before this Court on the 22nd day of April, 2019 at 8:30am, for the hearing of this Petition for Revocation of Probation.

This 4 day of April, 2019

Judge Ben W. Studdard III

ACKNOWLEDGMENT OF SERVICE

I hereby acknowledge service of the foregoing petition and order.

This ____ day of _____, 20 ____.

_____
DEFENDANT

A full hearing having been held in accordance with O.C.G.A. 42-8-38, the Court finds that the defendant:

[ ] has not willfully violated the terms of probation as set forth in this petition.

[ ] has willfully violated the terms of probation as set forth in this petition. The defendant shall serve _____ in the county jail.

☐ Probationer may be released upon: _____

☐ Serving_____days in jail ☐ and ☐ or _____

☐ Complete_____hours C/S ☐ and ☐ or _____

☐ Paying $_____

☐ Report to probation within 48 hours of release from jail _____

☐ Return to probation with all terms and conditions_____

☐ Close case / Declare unpaid fines and fees as uncollectible _____

This _____ day of _____, 20 ____.

Judge Ben W. Studdard III, PRESIDING JUDGE

Time Remaining: 2 months and 26 days from Court date (4/22/2019)- 2nd petition

STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA
ORDER OF ADJUDICATION OF GUILT AND IMPOSITION OF SENTENCE

THE STATE CRIMINAL ACTION NO.: _____

vs. SPN #: _____

_____

ORDER

WHEREAS, pursuant to notice given to the Defendant, a full hearing was conducted this _____ day of _____, 20_____, by this Court in accordance with O.C.G.A. § 42-8-38 and the Court has adjudged that the terms of probation have been violated as set forth in Paragraph IV of said Petition For Revocation or as set forth in the following particulars:

_____

_____

_____;

NOW, THEREFORE, it is ordered and adjudged that the Defendant be adjudicated guilty of said offense(s) for which he/she received First Offender Probation, that the probation provisions in said sentence be revoked in accordance with O.C.G.A. § 42-8-38 and the Defendant is hereby required to serve _____

_____

in the DeKalb County Jail, Correctional Institute, State Penal System or such other place as the Commissioner of Corrections may direct subject, however, to the further provisions that the Defendant

_____

_____

_____

_____

_____.

SO ORDERED, this _____ day of _____, 20 _____.

_____
Judge, State Court of DeKalb County, Georgia

ACKNOWLEDGMENT OF SERVICE

_____
Defendant

revokefirst

"KEY" order
comply or custody

IN THE STATE COURT OF COBB COUNTY
STATE OF GEORGIA

STATE OF GEORGIA *
*
VS. *
_____ * CASE NO. _____
DEFENDANT *

ORDER OF REVOCATION

WHEREAS, pursuant to notice given to the Defendant, a full hearing was conducted by this Court on the date aforesaid in accordance with O.C.G.A. §42-8-38 and the Court adjudged that the terms of the probation have been violated as set forth in the following particulars: _____

_____

NOW THEREFORE, it is ordered and adjudged that the probation provisions in said original sentence is hereby revoked in accordance with O.C.G.A. §§42-8-34, 43-8-38, and the Defendant is hereby required to serve _____ days, _____ months in the Cobb County Adult Detention Center, the Public Works Camp or such other place as the Director of Corrections may direct, subject, however, to the further provision that Defendant shall report on the _____ day of _____, 20 _____ at _____ a.m./p.m. to Courtroom 4A State Court of Cobb County to go into custody and to meet at that time with a SEU representative and to show proof of compliance of the following conditions: _____

_____

_____

and upon failure to make such showing to go into custody at that time. If however, at that time Defendant shows proof of compliance with these conditions:

_____ a. The incarceration imposed above shall be suspended with Defendant continuing on probation under all conditions.
_____ b. The incarceration imposed above shall be suspended, the probated sentence will end, and the case will close.

If Defendant does not timely report at such time, it is the order of this Court that the time remaining on the probation sentence shall be tolled as of such date pursuant to O.C.G.A. §42-8-36(a)(1) until further order of this Court.

IT IS ORDERED, this _____ day of _____, 20 _____.

_____
JUDGE DAVID P. DARDEN
STATE COURT OF COBB COUNTY

Defendant having been ordered to report to Courtroom 4A, State Court of Cobb County on the _____ day of _____, 20_____ at _____ a.m./p.m., and

_____ Defendant appeared and showed compliance with the conditions, it is therefore ORDERED

_____ a. The incarceration imposed above shall be suspended with Defendant continuing on probation under all conditions.
_____ b. The incarceration imposed above shall be suspended, the probated sentence will end, and the case will close.

_____ Defendant appeared and failed to show compliance and was taken into custody, upon release Defendant shall continue on probation under all conditions;
_____ Defendant appeared and failed to show compliance and was taken into custody, upon release the probated sentence will en and the case will case close.
_____ Defendant failed to appear. A bench warrant shall be entered.

IT IS SO ORDERED, this _____ day of _____, 20_____.

_____
JUDGE DAVID P. DARDEN
STATE COURT OF COBB COUNTY

STATE COURT PROBATION VIOLATION WARRANT

Bibb County State Court Probation
121 Third Street
Macon, GA
Telephone: (478) 621-6330 Fax: (478) 722-8085

WARRANT NO. ST1199699

STATE OF GEORGIA
Vs

CURRENTLY AT LARGE of the following address:
3505 Avenue
Macon, GA 31204

Received _____

Executed _____

By _____

Title _____

photo

RACE	DOB	SEX	HT	WT	HAIR	EYES
	88					

SSN	DRIVER LIC NO

IN THE STATE COURT OF BIBB COUNTY

Under authority of the Georgia Statewide Probation Act you are hereby commanded to take the body of:

Whereas,
Case #: 423790
Charge: RECKLESS DRIVING, Speeding
And safely keep him until he may be returned to this Court, to answer to a charge of Violation of the Condition(s) of Probation stated herein.

Given under my official signature as the Judge of said Court this _____ day of _____, 2019.

_____
Judge, State Court of Bibb County

AFFIDAVIT

COMES NOW Alexander Baughman
Probation Officer of the above-referenced Defendant, who after being duly sworn and based upon personal knowledge states that:

The above-referenced Defendant has absconded and cannot be found. Defendant has failed to report to her probation Officer as directed on at least two (2) occasions, including: 11-21-2018 and 12-04-2018.

Defendant's location is unknown, and Defendant has failed to respond to the Probation Officer's attempts to contact Defendant.

1. The Probation Officer has made the following specific efforts to contact Defendant at least two times, as follows:
   ☐ Phone call attempted to phone number(s): 478-
   Date(s) attempted: 11/28/18 & 12/6/18

   ☐ Email sent to address: g .com
   Date(s) attempted: 11/28/18 & 12/6/18

   ☐ Gone to or sent someone to probationer's last known address. Date(s) attempted: _____
2. The Probation Officer has checked the local jail rosters and determined that Defendant is not incarcerated. Date verified: 1/14/19
3. The Probation Officer has sent a letter by first-class mail to Defendant's last known address listed herein, advising Defendant that the Probation Officer will seek to have Defendant arrested and to have her probation tolled and revoked if Defendant does not report to the Probation Officer, in person, within ten (10) days of the date on which the letter was mailed. Defendant has failed to report within such time. Date mailed: 12/20/18
4. And the Defendant is charged with violating the following Condition(s) of Probation:
   - 8. Probationer shall report to the probation officer as directed unless documentation of illness /injury is provided.
   - 9. Probationer shall pay towards fines/fees and/or complete community service as directed by the probation officer.

For these reasons, the Probation Officer requests the Court issue a Warrant and enter a Tolling Order.

Alexander Baughman
Probation Officer

Sworn to and subscribed before me this 14th day of January, 2019.

Marlene G. Griffin
NOTARY PUBLIC (SEAL)

IN THE STATE COURT OF BIBB COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

vs.

[illegible] .ie
3505 Avenue
Macon, GA 31204
Defendant

CASE NO.: 423790

OFFENSE: O.C.G.A.(40-6-390), O.C.G.A.(40-6-181)

WARRANT NO.: ST1199699

OTN NO.: _____

ORDER TOLLING SENTENCE

The Court has read and considered the Affidavit of Alexander Baughman, Probation Officer of the above-referenced Defendant, in which the Probation Officer set forth, under oath, the basis for tolling the Defendant's probation. In addition to other requirements of O.C.G.A. §42-8-105, the Affidavit of the Probation Officer shows (1) the Defendant failed to report as directed; (2) the Defendant cannot be found; (3) the Probation Officer mailed a letter to the Defendant's last known address, by first-class mail, which advised the Defendant that the Probation Officer would seek to toll the Defendant's probation, if the Defendant did not report to the Probation Officer, in person, within ten (10) days of the date on which the letter was mailed; (4) the Defendant failed to report to the Probation Officer within those ten (10) days; and (5) the Probation Officer is requesting that the Court enter this Order Tolling Sentence.

The Court finds that the conditions required by O.C.G.A. §42-8-105 for tolling the Defendant's sentence have been established and that it is proper to toll Defendant's sentence.

IT IS HEREBY ORDERED that the running of Defendant's probated sentence is suspended this date.

SO ORDERED this _____ day of _____, 2019.

_____
JUDGE, State Court of Bibb County

CERTIFICATE OF SERVICE

This is to certify that I have this date served a copy of this Order Tolling Sentence upon the Defendant by mailing a copy of the same to his/her last known address by first class mail with sufficient postage attached thereto.

This _____ day of _____, 2019.

_____
[ ] Clerk [ ] Probation Officer

PETITION FOR MODIFICATION/REVOCATION OF PROBATION

THE STATE
VS

STATE COURT OF BIBB COUNTY
CASE/DOCKET NUMBER # 410237

2019 JAN 15 PM 12:55

I.

The above named defendant appeared in the State Court of Bibb County, Georgia on 1-3-2015 and was convicted of the offense(s) of: Battery- Family Violence and sentenced to 12 Months Probation + FVIP + waive fees – Follows Case # 410234, which later expired on 8-19-2016, according to the sentence on file in the record of this case.

II.

THE DEFENDANT HAS VIOLATED THE TERMS AND CONDITIONS OF PROBATION IN THE FOLLOWING PARTICULARS:

CONDITION #8: Probationer shall report to the probation officer as directed and notify the office promptly if unable to report due to illness/injury. In that the defendant has failed to report to probation as directed since his last report of 2-28-2018.
CONDITION #9: Probationer shall pay towards fines/fees and completed community service as directed by the probation officer. In that the defendant has not paid toward his warrant fees.
SPECIAL CONDITION: In that this defendant has failed to provide this office proof of his enrollment & attendance of the State mandated FVIP.

WHEREFORE, let an order be issued and served upon the defendant requiring him/her to appear before the court at a time certain for the hearing of this petition.

1-10-19
DATE OF PETITION

J.F. Côté, PROBATION OFFICER

ORDER

The above-named defendant shall appear before this court on 1-15-2019 at 7:00 am for this Petition of Revocation of Probation.

1-15-19
DATE OF ORDER

JUDGE, STATE COURT OF BIBB COUNTY

ACKNOWLEDGEMENT OF SERVICE

I am aware that I may employ legal representation at said hearing or be represented otherwise as the Court may direct. I also understand that I have the right to sufficient prior notice of the hearing.
(✓) I, the defendant listed above, hereby acknowledge service of the foregoing petition and order.
( ) I, the defendant listed above, hereby waive 72 hours notice prior to the revocation hearing.

1-15-19
DATE OF SERVICE

DEFENDANT

SERVED BY:

A full hearing having been held, the court finds the defendant (HAS/HAS NOT) violated the terms of probation as set forth in this petition. Terms of revocation are as follows:

Rev. 120 days + RTP
Grn 12-29-18

1-15-19
DATE OF DISPOSITION

JUDGE, STATE COURT OF BIBB COUNTY

DUI SENTENCING GUIDELINES

State Court of Cobb County

We do not have any fixed system of sentences.

A "typical"1st Lifetime negotiated plea:

1 day in custody. Judge will decide if the D must return to jail if less than 24 hours already served.

Risk Reduction, Victim Impact Panel,

Alcohol and Drug dependency evaluation and treat

Fine of $300

Probation supervisory fee of $39 per month

No alcohol or non-prescribed drugs without a prescription. Random screens

License suspension

Rev. 06/29/12

STATE COURT OF HENRY COUNTY
STATE OF GEORGIA
PRE-TRIAL
DUI SENTENCING GUIDELINES
DUI COURT PARTICIPANTS AND NON-ELIGIBLE

Defendant's Name: _____ Case Number: _____SR _____

1 POINT	Each prior conviction or nolo for suspended license, racing, fleeing-eluding, hit and run	
1 POINT	Each prior alcohol-drug-related offense other than DUI except as counted above	
1 POINT	Each prior felony conviction within 10 years	
5 POINTS	Each prior felony with vehicle or vehicular homicide	
3 POINTS	If 5 or more moving violations WITHIN 5 YEARS	
5 POINTS	If 5 or more moving violations WITHIN 3 YEARS	
3 POINTS	If defendant is under 21 years of age	
5 POINTS	If non-prescribed controlled substance present	
5 POINTS	If child in car	
7 POINTS	If defendant struck another vehicle	
5 POINTS	If bodily injury to another	
5 POINTS	If committed in a commercial vehicle	
3 POINTS	If Blood Alcohol Level equals or exceeds .150 grams percent	
5 POINTS	If Blood Alcohol Level equals or exceeds .200 grams percent	
3 POINTS	If implied consent refusal	
3 POINTS	If other suspendable traffic offense committed with present DUI	
5 POINTS	Each DUI within 5 years of subject incident date	
3 POINTS	Each DUI more than 10 years earlier than subject incident date	
	TOTAL POINTS	

Number and date of prior DUI convictions and nolo pleas within ten years of this offense:

Offense Within 10 Years	0-4 POINTS	5-9 POINTS	10-12 POINTS	13-15 POINTS	16-18 POINTS	19-21 POINTS	22 or More POINTS
1st OFFENSE	$1061 24 hrs jail Bal 12 mos Prob 40hrs c/s	$1061 48 hrs jail Bal 12 mos Prob 64hrs c/s	$1061 10 days jail Bal 12 mos Prob 80hrs c/s	$1061 30 days jail Bal 11 mos Prob 120hrs c/s	$1061 60 days jail Bal 10 mos Prob 160hrs c/s	$1061 4 mos jail Bal 8 mos Prob 160hrs c/s	$1061 6 mos jail Bal 6 mos Prob 160hrs c/s
	0-2 POINTS	3-5 POINTS	6-10 POINTS	11-14 POINTS	15-18 POINTS	19-21 POINTS	22 or More POINTS
2ND OFFENSE	$1,536 72 hrs jail Bal 12 mos Prob 240hrs c/s	$1,536 10 days jail Bal 12 mos Prob 240hrs c/s	$1,536 30 days jail Bal 11 mos Prob 240hrs c/s	$1,536 60 days jail Bal 10 mos Prob 240hrs c/s	$1,536 4 mos jail Bal 8 mos Prob 240hrs c/s	$1,536 6 mos jail Bal 6 mos Prob 240hrs c/s	$1,536 8 mos jail Bal 4 mos Prob 240hrs c/s
	03 POINTS	4-5 POINTS	6-8 POINTS	9-10 POINTS	11 or More POINTS		
3rd OR SUBSEQUENT OFFENSE	$2,011 30 days jail Bal 11 mos Prob 240hrs c/s	$2,011 60 days jail Bal 10 mos Prob 240hrs c/s	$2,011 4 mos jail Bal 8 mos Prob 240hrs c/s	$2,011 8 mos jail Bal 4 mos Prob 240hrs c/s	$2,011 12 mos jail	Grid to serve as Guideline only. Actual sentence may differ depending on case specifics including mitigating factors	

Fine amounts include surcharges. $50 court cost and restitution for appointed counsel may also be added. Fines on DUI/Drug charges increase by $250/$375/$500 for additional surcharge.

Each probation sentence typically will include: substance abuse evaluation within 30 days, follow recommendations of evaluation, minimum 2 Alcohol Anonymous meetings a week, minimum 16 week intensive substance abuse counseling unless first substance offense lifetime, Blood Alcohol Content less than 0.15, then 1 Alcohol Anonymous meeting a week, minimum 6 week substance abuse education course. Probationers will be subject to random searches and drug screens.

Generally, ignition interlock will be ordered for 6 months for any 2nd or greater DUI within 5 years. Other conditions may also be added.

DUI COURT will be recommended for any defendant with more than one DUI in ten years or three or more DUIs lifetime, if defendant meets DUI Court criteria. DUI Court assessment will take place before defendant leaves jail in the shaded categories.

Rev. 06/29/12

STATE COURT OF HENRY COUNTY
STATE OF GEORGIA
PRE-TRIAL
DUI SENTENCING GUIDELINES
DUI COURT ELIGIBLE BUT NON-PARTICIPATING

Defendant's Name: _____ Case Number: _____SR_____

1 POINT	Each prior conviction or nolo for suspended license, racing, fleeing/eluding, hit and run	
1 POINT	Each prior alcohol-drug-related offense other than DUI except as counted above	
1 POINT	Each prior felony conviction within 10 years	
5 POINTS	Each prior felony with vehicle or vehicular homicide	
3 POINTS	If 5 or more moving violations WITHIN 5 YEARS	
5 POINTS	If 5 or more moving violations WITHIN 3 YEARS	
3 POINTS	If defendant is under 21 years of age	
5 POINTS	If non-prescribed controlled substance present	
5 POINTS	If child in car	
7 POINTS	If defendant struck another vehicle	
5 POINTS	If bodily injury to another	
5 POINTS	If committed in a commercial vehicle	
3 POINTS	If Blood Alcohol Level equals or exceeds .150 grams percent	
5 POINTS	If Blood Alcohol Level equals or exceeds .200 grams percent	
3 POINTS	If implied consent refusal	
3 POINTS	If other suspendable traffic offense committed with present DUI	
5 POINTS	Each DUI within 5 years of subject incident date	
3 POINTS	Each DUI more than 10 years earlier than subject incident date	
	TOTAL POINTS	

Number and date of prior DUI convictions and nolo pleas within ten years of this offense:

Offense Within 10 Years	0-4 POINTS	5-9 POINTS	10-12 POINTS	13-15 POINTS	16-18 POINTS	19-21 POINTS	22 or More POINTS
1st OFFENSE	$1061 10 days jail Bal 12 mos Prob 80hrs c/s	$1061 30 days jail Bal 11 mos Prob 120hrs c/s	$1061 60 days jail Bal 10 mos Prob 160hrs c/s	$1061 4 mos jail Bal 8 mos Prob 160hrs c/s	$1061 6 mos jail Bal 6 mos Prob 160hrs c/s	$1061 8 mos jail Bal 6 mos Prob 160hrs c/s	$1061 10 mos jail Bal 6 mos Prob 160hrs c/s
	0-2 POINTS	3-5 POINTS	6-10 POINTS	11-14 POINTS	15-18 POINTS	19-21 POINTS	22 or More POINTS
2nd OFFENSE	$1,536 30 days jail Bal 11 mos Prob 240hrs c/s	$1,536 60 days jail Bal 10 mos Prob 240hrs c/s	$1,536 4 mos jail Bal 8 mos Prob 240hrs c/s	$1,536 6 mos jail Bal 6 mos Prob 240hrs c/s	$1,536 8 mos jail Bal 4 mos Prob 240hrs c/s	$1,536 10 mos jail Bal 4 mos Prob 240hrs c/s	$1,536 12 mos jail Bal 4 mos Prob 240hrs c/s
	03 POINTS	4-5 POINTS	6 or more POINTS				
3rd OR SUBSEQUENT OFFENSE	$2,011 4 mos jail Bal 8 mos Prob 240hrs c/s	$2,011 8 mos jail Bal 4 mos Prob 240hrs c/s	$2,011 12 mos jail			Grid to serve as Guideline only. Actual sentence may differ depending on case specifics including mitigating factors	

-Fine amounts include surcharges. $50 court cost and restitution for appointed counsel may also be added. Fines on DUI/Drug charges increase by $250/$375/$500 for additional surcharge.
-Each probation sentence typically will include: substance abuse evaluation within 30 days, follow recommendations of evaluation, minimum 2 Alcohol Anonymous meetings a week, minimum 16 week intensive substance abuse counseling unless first substance offense lifetime, Blood Alcohol Content less than 0.15, then 1 Alcohol Anonymous meeting a week, minimum 6 week substance abuse education course. Probationers will be subject to random searches and drug screens.
-Generally, ignition interlock will be ordered for 6 months for any 2nd or greater DUI within 5 years. Other conditions may also be added.

This grid is intended only for those with 2nd/greater DUI in 10 years or 3rd/greater DUI lifetime who are not participants in a DUI Court program on this sentence.

DUI MANDATORY MINIMUM SENTENCES

JAIL SENTENCE AND FINES WITHOUT DUI COURT

Number of Lifetime DUIs

# of DUIs within 5 yrs.		1	2	3	4	5	6	7	8	9
	1/5	1 day $600-$800	10 days $1000	30 days $1500	60 days $1500	90 days $2000	120 days $2000	180 days $3000	240 days $3000	365 days $3000
	2/5	X	30 days $1200	60 days $1500	90 days $1500	120 days $2000	180 days $3000	240 days $3000	365 days $3000	1.5 yrs. $3000
	3/5	X	X	90 days $2000	120 days $2500	180 days $3000	240 days $3000	365 days $3000	1.5 yrs. $3000	2 yrs. $3000

JAIL SENTENCE AND FINES WITH DUI COURT

Number of Lifetime DUIs

# of DUIs within 5 yrs.		1	2	3	4	5	6	7	8	9
	1/5	1 day	3 day $1000	10 days $1500	20 days $1500	30 days $2000	45 days $2000	60 days $3000	75 days $3000	90 days $3000
	2/5	X	7 days $1200	20 days $1500	30 days $1500	45 days $2000	60 days $3000	75 days $3000	90 days $3000	120 days $3000
	3/5	X	X	30 days $2000	45 days $2500	60 days $3000	75 days $3000	90 days $3000	120 days $3000	180 days $3000

Wong- Divisions 1, 2, 4 and 7

Lopez- All Latinos and Divisions 3, 5 and 6

Work Release:

- only available for men
- must be a minimum of 30 days in custody
- must pay $10 per day
- Released at 6 AM and return to jail at 8 or 9 PM Monday thru Friday
- Weekends are spent in jail
- Pod is separate from general population

**If offering work release, double the recommendation

Recommendation should include only 1 VIP/MADD panel.

If more than 1 lifetime DUI, please keep community service hours at 240. (With DUI Court program the community service is reduced to 40 or even 0)

**Jail time is reduced if the prior DUI was more than 10 years.

** Jail time should be increased if the second DUI is within 1-2 years

**DUI Ct. requires at least two charges for a minimum of 24 months on probation

MISCELLANEOUS HYDRICK FORMS

DUI MOTIONS HEARING CHECKLIST

PROSECUTOR: _____ **HEARING DATE** _____

DEFENDANT: _____ **INCIDENT DATE** _____

DEFENSE COUNSEL: _____ **VENUE** _____ **ID** _____

WITNESSES:

ARRESTING OFFICER/AGENCY: _____ VIDEO: _____

INTOX OPERATOR/AGENCY: _____

OTHER: _____

IMPLIED CONSENT:

Warnings read: _____ Refusal: _____ Breath Test: _____ Blood Test: _____

PROBABLE CAUSE:

(a) Bloodshot/watery eyes: _____
(b) Slurred speech: _____
(c) Admission to drinking: _____
(d) Speeding/weaving: _____
(e) Alco-sensor/PBT: _____
(f) odor of alcohol on breath or person: _____
(g) Swaying/difficulty with balance: _____
(h) Trouble providing license: _____
(i) accident/injuries: _____
(j) Other: _____

HGN/total clues: _____

(a) Eyes do not pursue smoothly _____
(b) Distinct nystagmus at maximum deviation _____
(c) Onset of nystagmus before 45° _____

WALK AND TURN/total clues: _____

(a) Can't keep balance _____
(b) Stops walking _____
(c) Steps off line _____
(d) Improper turn _____
(e) starts before inst. finished _____
(f) doesn't touch heel to toe _____
(g) uses arms for balance _____
(h) incorrect # of steps _____

1 LEG STAND/total clues: _____

(a) Sways while balancing _____
(b) Uses arms for balance _____
(c) hops _____
(d) puts foot down _____

NOTES:

IN THE STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

v.

_____,
Defendant

Case No.: _____

Charge(s): _____
_____
_____

WAIVER OF RIGHT TO JURY TRIAL

I, _____, the Defendant in this cause, hereby waive my right to a trial by jury, and elect to be tried by a judge of the State Court of DeKalb County. I understand that I have a right, under the Constitutions and laws of both the United States and the State of Georgia, to a trial by a jury of six (6), and that no verdict could be made by a jury, except by agreement of all six (6) members of that jury. Further, no promises or threats have been made to me in order to induce me to sign this waiver, and I am not under the influence of any drugs, alcohol, or medication that would affect my decision.

I also understand that if I am not a citizen of the United States, that a conviction could result in an adverse action being taken against me with respect to my immigrations status, including but not limited to, deportation, exclusion from admission to the United States, or denial of naturalization under the laws of the United States .

This _____ day of _____, 2013.

_____
THE HONORABLE STACEY K. HYDRICK
JUDGE, DEKALB COUNTY STATE COURT

cc: all parties and counsel of record

IN THE STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA

The State of Georgia,	)	
	)	
	)	
	)	Case No.
v.	)	
	)	
	)	
	)	
Defendant.	)	

NOTICE OF WITHDRAWL OF PREVIOUSLY FILED MOTIONS AND WITHDRAWL OF REQUEST FOR HEARING REGARDING SAME

Comes now the Defendant, through his counsel of record, and hereby withdraws his previously filed motion to suppress and/or _____. The Defendant is also withdrawing any previous request for a hearing on these motions and requests that this case be placed on the next available trial calendar or be set down for a specially scheduled plea.

This _____ day of _____, 20____.

_____

Printed Name: _____
(Counsel for Defendant)

Copies to:

DeKalb County Solicitor General's Office
Defendant

CALENDARS

January 2019 JUDGE HYDRICK - DIVISION2

vertex42

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
		1 New Year's Day	2	3 9 AM Crim Motions (Nov)	4 Jail Pleas	5
6	7 9 AM Crim Pre-Trials (Dec) 3:30 AP Class - DL	8 9:30 AM Civil Pre-Trials 1:30 PM Civil Non-Jury	9 9 AM Civil Peremptory 9:30 AM Civil Motions	10 Arraignment (9&1)	11 Jail Pleas	12
13	14 9 AM Criminal Jury Trials (Nov)	15	16	17	18 Jail Pleas	19
		9 AM Criminal Jury Trials (Nov)				
20	21 Martin Luther King Jr. Day	22	23	24	25 Jail Pleas Educational Neglect 1:00 PM	26
		9:30 AM Civil Jury Trials				
27	28	29	30	31		
	9:30 AM Civil Jury Trials					

Goals

☑ To Do

February 2019

Su	M	Tu	W	Th	F	Sa
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28		

March 2019

Su	M	Tu	W	Th	F	Sa
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

Notes

February 2019 JUDGE HYDRICK - DIVISION2

vertex42

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1 Jail Pleas	2
3	4 9 AM Crim Pre-Trials (Jan) 3:30 AP Class - SH	5 9 AM Crim Motions (Deb)	6 9 AM Civil Peremptory 9:30 AM Civil Motions	7 Arraignment (B&1)	8 Jail Pleas Educational Neglect 1:00 PM	9
10	11 9 AM Jury Final Pen (Deb)	12 9 AM Criminal Jury Trials (Deb)	13	14 Jail Pleas	15	16
17	18 President's Day	19 9 AM Criminal Jury Trials (Deb)	20	21 9:30 AM Civil Pre-Trials 1:30 PM Civil Non-Jury	22 Jail Pleas	23
24	25 9:30 AM Civil Jury Trials	26	27	28		

Goals

☑ To Do

Notes

March 2019

Su	M	Tu	W	Th	F	Sa
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

April 2019

Su	M	Tu	W	Th	F	Sa
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

March 2019 JUDGE HYDRICK - DIVISION2

Vertex42

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1 Jail Pleas	2
3	4 9 AM Crim Pre-Trials (Feb) 3:30 AP Class - SH	5 9:30 AM Civil Pre-Trials 1:30 PM Civil Non-Jury	6 9 AM Civil Peremptory 9:30 AM Civil Motions	7 Arraignment (9 & 1)	8 Jail Pleas Educational Neglect 1:00 PM	9
10	11 9 AM Crim Motion (Jan)	12 9 AM Jury Firm/ Plea (Jan)	13 9 AM Criminal Jury Trials (Jan)	14	15 Jail Pleas	16
17	18 9:30 AM Civil Jury Trials	19	20	21	22 Jail Pleas	23
24	25 9:30 AM Civil Jury Trials	26	27	28	29 Jail Pleas	30
31						

Goals

☑ To Do

April 2019

Su	M	Tu	W	Th	F	Sa
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

May 2019

Su	M	Tu	W	Th	F	Sa
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

Notes

April 2019 — JUDGE HYDRICK - DIVISION2

vertex42

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1 9 AM Crim Pre-Trials (Mar) 3:30 AP Class - DL	2 9 AM Crim Motions (Feb)	3 9 AM Civil Peremptory 9:30 AM Civil Motions	4 Arraignment (9 & 1)	5 Jail Pleas	6
7	8 9 AM Jury/Entl Pl. (Feb)	9 9 AM Criminal Jury Trials (Feb)	10	11	12 Jail Pleas Educational Neglect 1:00 PM	13
14	15 9 AM Criminal Jury Trials (Feb)	16	17 9:30 AM Civil Pre-Trials 1:30 PM Civil Non-Jury	18 Jail Pleas	19 PASSOVER (Eve of)	20 PASSOVER (2nd Night Seder)
21	22 9:30 AM Civil Jury Trials	23	24	25	26 Jail Pleas	27
28	29 9:30 AM Civil Jury Trials	30				

Goals

☑ To Do

May 2019

Su	M	Tu	W	Th	F	Sa
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

June 2019

Su	M	Tu	W	Th	F	Sa
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

Notes

May 2019 JUDGE HYDRICK - DIVISION2

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1 9:30 AM Civil Jury Trials	2	3 Jail Pleas	4
5	6 9 AM Crim Pre-Trials (Apr) 3:30 AP Class - DL	7 9 AM Crim Motions (Mar)	8 9 AM Civil Peremptory 9:30 Civil Motions	9 Arraignment (9 & 1)	10 Jail Pleas Educational Neglect 1:00 PM	11
12	13 9:30 AM Civil Pre-Trials 1:30 PM Civil Non-Jury	14 Spring Conference	15 Spring Conference	16 Spring Conference	17 Jail Pleas	18
19	20 9 AM Jury/Final Plea (Mar)	21 9 AM Criminal Jury Trials (Mar)	22 9 AM Criminal Jury Trials (Mar)	23 9 AM Criminal Jury Trials (Mar)	24 Jail Pleas	25
26	27 Memorial Day	28 9:30 AM Civil Jury Trials	29 9:30 AM Civil Jury Trials	30 9:30 AM Civil Jury Trials	31 Jail Pleas	

Goals

☑ To Do

June 2019

Su	M	Tu	W	Th	F	Sa
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

July 2019

Su	M	Tu	W	Th	F	Sa
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

Notes

June 2019 — JUDGE HYDRICK - DIVISION2

vertex42

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1
2	3 9 AM Crim Pre-Trials (May) 3:30 AP Class - SH	4 9 AM Crim Motions (Apr)	5 9 AM Civil Peremptory 9:30 Civil Motions	6 Arraignment (9 & 1)	7 Jail Pleas	8
9	10 9 AM Jury/Final Plea (Apr)	11 9 AM Criminal Jury Trials (Apr)	12	13 Jail Pleas	14	15
16	17 9:30 AM Civil Jury Trials	18	19	20	21 Jail Pleas	22
23	24	25 9:30 AM Civil Jury Trials	26	27 9:30 AM Civil Pre-Trials 1:30 PM Civil Non-Jury	28 Jail Pleas	29
30						

Goals

☑ To Do

Notes

July 2019

Su	M	Tu	W	Th	F	Sa
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

August 2019

Su	M	Tu	W	Th	F	Sa
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

July 2019

JUDGE HYDRICK - DIVISION2

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1	2 9 AM Crim Motions (May)	3 Jail Pleas	4 Independence Day	5	6
7	8 9 AM Crim Pre-Trials (June 3:30 AP Class - SH	9 9:30 AM Civil Pre-Trials 1:30 PM Civil Non-Jury	10 9 AM Civil Peremptory 9:30 Civil Motions	11 Arraignment (9 & 1)	12 Jail Pleas	13
14	15 9 AM Jury/Final Plea (May)	16 9 AM Criminal Jury Trials (May)	17	18 Jail Pleas	19	20
21	22 9:30 AM Civil Jury Trials	23	24	25	26 Jail Pleas	27
28	29	30 9:30 AM Civil Jury Trials	31			

Goals

☑ To Do

August 2019

Su	M	Tu	W	Th	F	Sa
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

September 2019

Su	M	Tu	W	Th	F	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

Notes

August 2019 — JUDGE HYDRICK - DIVISION2

vertex42

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1 9:30 AM Civil Jury Trials	2 Jail Pleas	3
4	5 9 AM Crim Pre-Trials (July) 3:30 AP Class - DL	6 9 AM Crim Motions (June)	7 9 AM Civil Peremptory 9:30 AM Civil Motions	8 Arraignment (9 & 1)	9 Jail Pleas	10
11	12 9 AM Jury/Final Plea (June)	13 9 AM Criminal Jury Trials (June)	14	15 Jail Pleas	16	17
18	19 9 AM Criminal Jury Trials (June)	20	21	22 9:30 AM Civil Pre-Trials 1:30 PM Civil Non-Jury	23 Jail Pleas	24
25	26 9:30 AM Civil Jury Trials	27	28	29	30 Jail Pleas	31

Goals

☑ To Do

Notes

September 2019

Su	M	Tu	W	Th	F	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

October 2019

Su	M	Tu	W	Th	F	Sa
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

September 2019 — JUDGE HYDRICK - DIVISION2

vertex42

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2 Labor Day	3	4 9 AM Crim Motions (July)	5 Arraignment (9 & 1)	6 Jail Pleas	7
8	9 9 AM Crim Pre-Trials (Aug) 3:30 AP Class - DL	10 9:30 AM Civil Pre-Trials 1:30 PM Civil Non-Jury	11 9 AM Civil Peremptory 9:30 AM Civil Motions	12 9 AM Jury /Final Plea (July)	13 Jail Pleas Educational Neglect 1:00 PM	14
15	16 9 AM Criminal Jury Trials (July)	17	18	19 Jail Pleas	20	21
22	23 9:30 AM Civil Jury Trials	24	25	26	27 Jail Pleas	28
29	30 Rosh Hashanah					

Goals

☑ To Do

October 2019

Su	M	Tu	W	Th	F	Sa
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

November 2019

Su	M	Tu	W	Th	F	Sa
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

Notes

October 2019 JUDGE HYDRICK - DIVISION2

vertex42

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
		1 Rosh Hashanah	2 9 AM Crim Motions (Aug)	3 Arraignment (9 & 1)	4 Jail Pleas	5
6	7 9 AM Crim Pre-Trials (Sept 3:30 AP Class - SH	8 9:30 AM Civil Pre-Trials 1:30 PM Civil Non-Jury	9 Yom Kippur	10 9 AM Civil Peremptory 9:30 AM Civil Motions	11 Jail Pleas Educational Neglect 1:00 PM	12
13	14	15 Fall Conference	16	17	18 Jail Pleas	19
20	21 9 AM Jury/Final Plea (Aug)	22 9 AM Criminal Jury Trials (Aug)	23	24	25 Jail Pleas	26
27	28 9:30 AM Civil Jury Trials	29	30	31		

Goals

☑ To Do

November 2019

Su	M	Tu	W	Th	F	Sa
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

December 2019

Su	M	Tu	W	Th	F	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

Notes

November 2019 — JUDGE HYDRICK - DIVISION2

vertex42

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1 Jail Pleas	2
3	4 9:00 AM Crim Pre-Trials (Oct) 3:30 AP Class - SH	5 9 AM Crim Motions (Sept)	6 9 AM Civil Peremptory 9:30 AM Civil Motions	7 Arraignment (9 & 1)	8 Jail Pleas Educational Neglect 1:00 PM	9
10	11 Veteran's Day	12 9 AM Jury Final Plea (Sept)	13 9 AM Criminal Jury Trials (Sept)	14	15 Jail Pleas	16
17	18 9:30 AM Civil Jury Trials	19	20	21	22 Jail Pleas	23
24	25 9:30 AM Civil Pre-Trials 1:30 PM Civil Non-Jury	26 Jail Pleas	27	28 THANKS	29 GIVING	30

Goals

☑ To Do

December 2019

Su	M	Tu	W	Th	F	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

January 2020

Su	M	Tu	W	Th	F	Sa
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

Notes

December 2019 — JUDGE HYDRICK - DIVISION2

vertex42

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2 9 AM Crim Pre-Trials (Nov) 3:30 AP Class - DL	3 9 AM Crim Motions (Oct)	4 9 AM Civil Peremptory 9:30 AM Civil Motions	5 Arraignment (9 & 1)	6 Jail Pleas	7
8	9 9:30 AM Civil Jury Trials	10 9:30 AM Civil Jury Trials	11 9:30 AM Civil Jury Trials	12 9:30 AM Civil Jury Trials	13 Jail Pleas Educational Neglect 1:00 PM	14
15	16 9 AM Jury/Final Plea (Oct)	17 9 AM Criminal Jury Trials (Oct)	18 9 AM Criminal Jury Trials (Oct)	19 9:30 AM Civil Pre-Trials 1:30 PM Civil Non-Jury	20 Jail Pleas	21
22	23	24	25 Christmas	26	27 Jail Pleas	28
29	30	31				

Goals

☑ To Do

Notes

January 2020

Su	M	Tu	W	Th	F	Sa
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

February 2020

Su	M	Tu	W	Th	F	Sa
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9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29

CIVIL FORMS

IN THE STATE COURT OF DEKALB COUNTY

STATE OF GEORGIA

CIVIL ACTION FILE NO. 13A47164-3

WITNESS ADDENDUM TO PRETRIAL ORDER

In the absence of counsel obtaining a subsequent modification of this Order, the following provisions shall govern the provisions of the Pretrial Order, notwithstanding any language in the Consolidated Pretrial Order submitted by the parties:

(1) Modification of the pretrial order, including the witness list, shall be governed by O.C.G.A. §9-11-16 (b);

(2) Witnesses unnamed by either party, and listed only by description, may only be used to authenticate documents or other exhibits.

SO ORDERED, this 22 day of April, 2015.

Wayne M Purdom

WAYNE M. PURDOM, JUDGE
STATE COURT OF DEKALB COUNTY

Copy to: All Parties

WMP/gh

FILED IN THIS OFFICE
THIS 23 DAY OF April 2015
A Hunt
CLERK STATE COURT DEKALB COUNTY

IN THE STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA
DIVISION 2

STANDING ORDER FOR ALL CIVIL CASES INSTRUCTIONS TO PARTIES AND COUNSEL

This case has been assigned to Judge Stacey K. Hydrick. The purpose of this Order is to inform the parties and their counsel of the Court's policies, practices and procedures. It is issued to promote the just and efficient determination of the case. This Order, in combination with this Court's Local Rules, the Georgia Uniform State Court Rules and the Georgia Civil Practice Act, shall govern this case.

FAILURE TO COMPLY WITH ANY PORTION OF THIS ORDER MAY RESULT IN THE IMPOSITION OF SANCTIONS, INCLUDING STRIKING OF PLEADINGS, ASSESSMENT OF ATTORNEYS' FEES, DENIAL OF MOTIONS, AND/OR EXCLUSION OF WITNESSES OR EVIDENCE.

1. Contacting Chambers

Your principal point of contact for all matters relating to this case is our Civil Case Manager, Ms. Wendy Videki. She may be reached by phone or e-mail at:

Civil Case Manager
Ms. Wendy Videki (404) 371-7025 wvideki@dekalbcountyga.gov

Mailed, couriered, and hand delivered communications should be addressed as

follows:

Ms. Wendy Videki
Civil Case Manager to the Honorable Stacey K. Hydrick
556 N. McDonough St., Suite 2210
DeKalb County Courthouse
Decatur, GA 30030

Any pleadings or other documents required to be filed in the case must be addressed and delivered to the Clerk of State Court[1] rather than Ms. Videki.

Other members of the Judge's staff are:

Judicial Assistant Ms. Tess Darisaw	(404) 371-2350	tdarisaw@dekalbcountyga.gov
Staff Attorney Ms. Carol Dees	(404) 371-2240	cmdees@dekalbcountyga.gov
Court Reporter Ms. Diane King	(404) 371-2787	dwking@dekalbcountyga.gov

2. Courtesy Copies

Parties are not required to forward courtesy copies of routine motions and other filings directly to chambers. In complex cases, however, **e-mailed** courtesy copies of substantive motions are welcomed and appreciated. If you intend to submit a courtesy copy for the Court, please send it *via* e-mail to Ms. Dees at least forty-eight (48) hours prior to any hearing on the matter to ensure the Court has sufficient time to review the submission. In e-filed cases, you may send a courtesy copy when submitting a filing

[1] Or e-filed, in cases using the Court's electronic filing system.

through the Odyssey system using the "Courtesy Copies" field on the "Filings" screen.

3. Extensions of Time

The Court, along with counsel for the parties, is responsible for processing cases toward prompt and just resolutions. To that end, the Court seeks to set reasonable but firm deadlines. *Reasonable* motions for extension will be granted only upon a showing of good cause or by consent of all parties.

4. Conferences

Scheduling, discovery, pre-trial and settlement conferences promote the speedy, just and efficient resolution of cases. The Court therefore encourages the parties to request a conference when they believe a conference will be helpful and when they have specific goals and an agenda for the conference.

5. Candor in Responsive Pleadings

In accordance with O.C.G.A. § 9-11-8(b), a party's responsive pleading must admit or deny the averments of the adverse party's pleading.

6. Discovery Responses

Boilerplate objections in response to discovery requests are strongly discouraged. Parties should not invoke the usual litany of rote objections unless the responding party has a valid basis for these objections.

Moreover, general objections are disfavored, i.e., a party should avoid including in his response to a discovery request a "Preamble" or a "General Objections" section

stating that the party objects to the discovery request "to the extent that" it violates some rule pertaining to discovery (such as attorney-client privilege, work product immunity from discovery, the requirement that discovery requests be reasonably calculated to lead to the discovery of admissible evidence, or the prohibition against discovery requests that are vague, ambiguous, overly broad, or unduly burdensome). **Instead, each individual discovery request should be met with every specific objection thereto, but only those objections that actually apply to that particular request.** Otherwise, it becomes impossible for the Court or the party upon whom the discovery response is served to know what objections have been asserted to each individual request. **Such general objections may be disregarded by the Court.**

A party who objects to a discovery request but then responds to the request must indicate whether the response is complete. For example, in response to an interrogatory, a party is not permitted to raise objections and then state, "Subject to these objections and without waiving them, the response is as follows" unless the party expressly indicates whether additional information would have been included in the response but for the objections(s).

Evidence presented at trial which was requested but not disclosed during the discovery period may be excluded.

Finally, if any documents are withheld from production during discovery pursuant to a privilege, **a privilege log must be produced at the time the discovery**

response is due, identifying the document(s) withheld and the privilege asserted.

7. **Conduct During Depositions**

(a) At the beginning of the deposition, deposing counsel shall instruct the witness to ask deposing counsel, rather than the witness's own counsel, for clarifications, definitions or explanations of any words, questions or documents presented during the course of the deposition. The witness shall abide by these instructions.

(b) All objections, except those that would be waived if not made at the deposition under O.C.G.A. § 9-11-32(d)(3)(B) and those necessary to assert a privilege or to present a motion pursuant to O.C.G.A. § 9-11-30(d), shall be preserved. Other objections therefore need not be made during the course of depositions. If counsel defending a deposition feels compelled to make an objection, he or she shall state the basis of the objection (such as "objection to form") and nothing more. Defending counsel shall elaborate on his/her objection only upon the request of deposing counsel. Counsel shall not make objections or statements that might suggest an answer to a witness and shall avoid speaking objections except in extraordinary circumstances.

(c) Counsel SHALL NOT instruct a witness not to answer a question unless that counsel has objected to the question on the ground that the answer is protected by a privilege or a limitation on evidence directed by the Court.

(d) Counsel and their witness-clients SHALL NOT engage in private off-the-record conferences during depositions *or breaks in depositions* regarding any of

counsel's questions or the witness's answers except for the purpose of deciding whether to assert a privilege. **Any conferences that occur pursuant to or in violation of this rule are a proper subject for inquiry by deposing counsel to ascertain whether there has been any witness-coaching and, if so, what the coaching included. Any conferences that occur pursuant to or in violation of this rule shall be noted on the record by the counsel who participated in the conference. The purpose and outcome of the conference shall be noted on the record.**

(e) Deposing counsel shall provide to the witness's counsel a copy of all documents shown to the witness during the deposition. The copies shall be provided either before the deposition begins or contemporaneously with the showing of each document to the witness. The witness and the witness's counsel do not have the right to discuss documents privately before the witness answers questions about them. *See* subsection (d) above.

(f) Depositions are limited to no more than seven hours of time on the record. Breaks are not included when calculating the duration of the deposition.

8. Serving Discovery Prior to Expiration of the Discovery Period

All discovery requests must be served early enough that responses thereto are due on or before the last day of the discovery period.

9. Extensions of the Discovery Period

Motions requesting an extension of the discovery period must be made prior to

the expiration of the existing discovery period. Reasonable motions for extension will be granted only upon a showing of good cause or by consent of all parties.

10. Discovery Disputes

Pursuant to USCR 6.4(B), if any discovery dispute arises during the discovery period, the parties shall meet and confer in person or over the telephone in a good faith effort to resolve the dispute. If that is not successful, the parties are encouraged to contact the Court's Staff Attorney, Ms. Carol Dees, to request a conference with the Court prior to filing any motions. Ms. Dees will schedule a conference call or meeting in which the Court will attempt to resolve the matter without the necessity of a formal motion. The request for the conference should be made by e-mail with counsel for all parties copied, and it should include a brief description of the nature of the dispute and attach any documents the Court will need to review in attempting to resolve the dispute. The request also should indicate whether the parties want the conference taken down by a court reporter.

This process shall not apply to post-judgment discovery.

11. Mediation

All parties are required to mediate unless excused from so doing by the Court. The parties may use the DeKalb Dispute Resolution Center, (404) 370-8194, or may select a mutually-agreed-upon private mediator. If the parties wish to use the DeKalb Dispute Resolution Center, they must submit a consent order for Judge Hydrick's

signature ordering them to mediate at the DeKalb DRC. All parties are required to mediate in good faith and with an effort to resolve ALL issues in the case. **If an insurance carrier is involved, a representative *with full settlement authority* must attend the mediation in person unless prior approval is obtained from the Court.**

12. Pretrial Conferences

Normally, the Court will conduct a pretrial conference. The parties may appear in person or by telephone *via* Court Call (www.courtcall.com). Information regarding Court Call is available from Ms. Darisaw. The purpose of the pretrial conference is to establish a scheduling order with specific deadlines for any outstanding discovery, motions for summary judgment, Daubert motions, mediation, submission of a consolidated pretrial order, and a trial date. The attorneys who will actually try the case are required to attend the pretrial conference unless excused by the Court. The parties are NOT required to submit a pretrial order prior to the pretrial conference.

13. Pretrial Orders

Pretrial Orders must be submitted by the deadline set at the scheduling conference. This usually will be at least 45 days prior to the trial date. When the pretrial order is submitted, the case shall be ready for trial. The statement of contentions in the Pretrial Order will govern the issues to be tried. The plaintiff shall make certain all theories of liability are explicitly stated, together with the type and amount of each type of damages sought. The specific actionable conduct should be set

out. In a multi-defendant case, the actionable conduct of each defendant shall be identified. The defendant shall explicitly set out any affirmative defenses upon which it intends to rely at trial as well as satisfy the above requirements with respect to any counterclaims.

All exhibits intended to be introduced at trial shall be identified specifically in the pretrial order. In listing witnesses or exhibits, a party may not reserve the right to supplement his list, nor should a party adopt another party's list by reference. Witnesses and exhibits not identified in the Pretrial Order may not be used during trial unless good cause is shown and except to prevent a manifest injustice.

14. Motions in limine and objections to deposition testimony

All motions in limine and objections to deposition testimony shall be attached to the pretrial order as exhibits. **The parties shall notify the Court at the Pretrial Conference if any motions in limine and/or objections to deposition testimony are expected to require substantial argument. In such a case, the Court will schedule a hearing on a date prior to trial so that all known evidentiary issues are resolved before the trial begins.**

15. Jury Charges

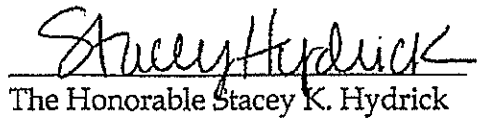
All requests to charge shall be submitted to the Court in Microsoft Word format *via* e-mail to Ms. Dees. The original requests to charge must be filed with the Clerk of Court. Pattern charges should be requested by number and title only and may all be

listed on one page. All non-pattern charges shall be numbered consecutively on separate pages as provided by Uniform State Court Rule 10.3. Non-pattern charges must contain citations of authority supporting the requested charge.

16. Technology

Our courtroom has some electronic equipment for use by counsel at trial. For more information about the equipment, please contact Ms. Darisaw. It is the parties' responsibility to make sure they know how to use the equipment available, to have the cords necessary to hook up to the equipment and to ensure that the parties' equipment interfaces with the Court's technology.

SO ORDERED, this 11th day of October, 2016.



The Honorable Stacey K. Hydrick
Judge, State Court of DeKalb County

IN THE STATE COURT OF DEKALB COUNTY
STATE OF GEORGIA

Plaintiff,	)	
	)	
	)	
	)	
	)	
	)	
	)	Civil Action File
v.	)	No. -2
	)	
	)	
	)	
Defendants.	)	

SCHEDULING ORDER AND INSTRUCTIONS

The parties having appeared before the Court for a pretrial conference, and it appearing to this Court that the interests of the parties and the orderly management of the Court's business would be served by setting a schedule for the remainder of this litigation,

THE FOLLOWING DEADLINES ARE HEREBY IMPOSED:

1. DISCOVERY

Discovery shall close on: _____

2. PLAINTIFF'S EXPERT WITNESS DISCLOSURE

Plaintiff must identify all experts by: _____

Defendant to depose plaintiff's experts by: _____

3. DEFENDANT'S EXPERT WITNESS DISCLOSURE

Defendant must identify all experts by: _____

Plaintiff to depose defense experts by: _____

4. DISPOSITIVE MOTIONS AND DAUBERT MOTIONS

All such motions must be filed by: _____

Responses to such motions due by: _____

Hearing on such motions will be: _____

5. MEDIATION

All parties are required to participate in this mediation **in good faith** and with an effort to resolve the issues involved in this case. The parties may call the DeKalb Dispute Resolution Center at (404) 370-8194 or select a mutually-agreed-upon private mediator. If an insurance carrier is involved, someone with full settlement authority must attend the mediation **in person** unless prior approval is obtained from the Court.

All parties are required to mediate by: _____

6. CONSOLIDATED PRE-TRIAL ORDER

Modification of the pretrial order, including the witness list, shall be governed by O.C.G.A. §9-11-16(b). Witnesses unnamed by either party, and listed only by description, may only be used to authenticate documents or exhibits.

All known motions in limine and objections to deposition testimony shall be attached to the consolidated pretrial order.

Consolidated Pre-trial order due by: _____

Responses to any motions/objections due by: _____

7. FINAL PRETRIAL HEARING AND STATUS CONFERENCE

Final pretrial hearing/conference will be held on: _____

8. TRIAL:

_____This case shall be specially set for the week of _____. **In the event the parties settle or otherwise resolve this case, the parties are instructed to notify the Court** as soon as practicable in order for the Court to accommodate the numerous other requests received for special settings.

_____ This case shall be placed on the Court's _____ civil jury trial calendar. **If it is not reached, it will automatically roll over to the next month's civil jury trial week.**

THE ANTICIPATED LENGTH OF TRIAL IS: _____

9. JURY CHARGES

All requests to charge shall be submitted in Word format to the Court via e-mail to Judge Hydrick's Staff Attorney, Carol Dees, at cmdees@dekalbcountyga.gov **before the morning of trial.** The original request to charge shall be filed with the Clerk of Court.

Pattern charges should be requested by number and title only and may all be listed on one page. All non-pattern charges shall be numbered consecutively on separate pages as provided by Uniform State Court Rule 10.3. Non-pattern charges must contain citations of authority supporting the requested charge.

10. OTHER INSTRUCTIONS:

_____

_____

_____

_____

_____

_____

_____

11. FAILURE TO COMPLY WITH INSTRUCTIONS:

Parties are instructed to contact Judge Hydrick's Civil Calendar Clerk, Wendy Videki, at wvideki@dekalbcountyga.gov, or (404) 371-7025, regarding any scheduling issues or to advise the Court of any settlement and to contact Judge Hydrick's Staff Attorney, Carol Dees, at cmdees@dekalbcountyga.gov to request a telephone conference with the Court for any discovery disputes or for other matters.

Failure to comply with any portion of this Scheduling Order and Instructions may result in sanctions, including striking of pleadings, imposition of attorneys' fees, denial of motions, and exclusion of witnesses and evidence. Except for good cause shown and by Order of this Court, the deadlines set forth herein shall not be amended.

This ____ day of_____, 2019.

_____

The Honorable Stacey K. Hydrick
Judge, State Court of DeKalb County

ORDER TO APPEAR FOR CALENDAR CALL

To: Counsel of record and pro se parties in pending civil cases

Re: Civil Jury Trial Calendar Call

Attached is a list of civil cases in which you are counsel of record or a party. **These cases are scheduled for a jury trial the week of _____, 20____. You are required to appear for calendar call on _____, 20___ at ___ a.m.** in Room 415 on the Fourth Floor of the Athens-Clarke County Courthouse, 325 E. Washington Street, Athens, Georgia to make an announcement in your case(s).

The calendar call is the deadline for submitting a signed, consolidated pre-trial order. The calendar call also is the deadline for filing all motions, including motions in limine, that need to be heard prior to trial.

If your case is dismissed or settled, please contact my staff attorney, Lesley Weise, at 706-613-3202 or lesley.weise@athensclarkecounty.com so that the case may be taken off the calendar. If you are unable to attend the calendar call on October 17, 2017, you must contact Ms. Weise to request that you be excused from attendance.

This Order and Calendar are to be entered on the Minutes of the Court. Copies of this Order and Calendar have been served on all counsel of record by U.S. mail this date.

This _____ day of _____, 20_____.

_____

Ethelyn N. Simpson, Judge
State Court of Athens-Clarke County

Exhibit "A" – to all CPTO

1. If special damages are being alleged, they must be stated with specificity, including the identity and amount of each item of special damages.

2. **All motions in limine and responses thereto are to be filed within 15 days of the Consolidated Pre-Trial Order.** The Court shall rule on said motions without oral argument unless a hearing is ordered by the Court upon request of either party. Parties acknowledge that counsel is directed to notify the Court on the record, at the time of any violation, of the contention that the Court's ruling on a motion in limine has been violated during trial.

3. The following **shall be added to the Consolidated Pretrial Order** at paragraph 14 (c):

   1. Medical Records introduced under O.C.G.A. § 24-8-803(6): all medical record a party intends to introduce under O.C.G.A. § 24-8-803(6) must be **specifically identified** as such in the consolidated Pretrial Order. Upon notification that a party intends to introduce medical records under O.C.G.A. § 24-8-803(6), an opposing party **shall have 30 days** to file a request for the production of such documents. Upon the receipt of such a request for production, the party seeking to introduce medical records under O.C.G.A. § 24-8-803(6) **shall produce such medical records within 15 Days** of the receipt of a request for production.

   2. Supplementation of Document Lists: Any party may supplement its list of physical or documentary evidence no later than 90 days prior to trial with adequate notice to opposing counsel and leave of Court.

4. The following **shall be added to the Consolidated Pretrial Order** at paragraph 19 (e)

   1. Supplementation of Witness Lists: Any party may supplement its list of potential witnesses **no later than 90 days prior to trial with adequate notice to opposing counsel and leave of Court,** if the additional witness was disclosed during discovery. Any such additional witnesses must be made available for a deposition **within thirty (30) days following the amendment to the Consolidated Pretrial Order.**

   2. Identification of non-authentication witnesses: The parties must specifically identify the name of any non-authentication witness **within thirty (30) days of this order** and may not rely upon any nonspecific designation. Failure to do so may result in exclusion of the witness.

5. The following **shall be added to the Consolidated Pretrial Order** at paragraph 20(d):

   1. Deposition Objections: 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 fifteen (15) days prior to trial.** Any objections not brought before the Court fifteen days prior to trial shall be deemed waived.

   2. Medical Narratives: Notice of intent to use medical narratives **must be filed with the Court no later than the filing of the Consolidated Pretrial Order** and all proposed narratives **must be filed with the Court no later than 90 days prior to trial.** Counsel shall make a good faith effort to resolve any objections to proposed medical narrative reports. The Court shall rule on any objections timely filed, pursuant to under O.C.G.A. § 24-8-826, without oral argument unless a hearing is ordered by the Court upon request of either party at the time of filing.

   3. Dispositive Motions: All dispositive motions shall be filed **no later than 60 days following the entry of the Consolidated Pre-Trial Order.**

4. Motions relating to expert opinion testimony in civil actions: All Motions relating to expert opinion testimony in civil actions filed pursuant to O.C.G.A. § 24-7-702(a), O.C.G.A. § 24-7-702(b), or O.C.G.A. § 24-7-702(c) shall be filed **no later than 60 days following the entry of the Consolidated Pre-Trial Order**

5. Supplementation of Discovery: The parties are directed to supplement discovery responses pursuant to O.C.G.A. § 9-11-26(e) **within thirty (30) days of this order.** Failure to supplement may result in sanctions including exclusion of testimony or witnesses. O.C.G.A. § 9-11-26(e)(3).

March 12, 2019

Matthew C. Hines
Frederick R. Mann, Jr.
Law Office of Matthew C. Hines, LLC
1900 The Exchange SE, Building 500
Atlanta, GA 30339

Timothy J. Gardner
Henrietta G. Brown
Jennifer L. Foster
Gardner Trial Attorneys, LLC
3100 Cumberland Blvd., Suite 1470
Atlanta, GA 3339

RE: *Jose Ozuna Ruiz vs. Alan Alvarez, Carmen Gonzalez and John Doe;* C.A. File No. 16-A-1589-A

Dear Counsel:

Please find enclosed Judge Darden's Civil Jury Trial Calender for the **three**-week period: April 1, 2019 through April 19, 2019. This calendar includes the attorney's time estimates and telephone numbers.

Degboe v. Gallardo has been called in for trial to begin at 9:00 a.m., Monday, April 8, 2019.

K. Johnson v. Garcia-Rodriguea has been called in for trial to begin at 9:00 a.m., Monday, April 15, 2019.

All other cases are placed on a three-hour call basis for the entire trial calendar beginning April 8, 2019 . Because the above cases may settle, please note that all other cases should be ready for trial during the entire calendar.

Cases *may be called out of order* and we will try to give all parties as much notice as possible prior to the three-hour call for trial. However, the attorneys and parties should be aware that the case is on a three-hour call.

Please provide *written* notification to our office if settlement has occurred.

If you have any questions, please do not hesitate to call.

Yours very truly,

Irene L. Autenrieth
Judicial Administrative Specialist to
Judge David P. Darden

IN THE STATE COURT OF COBB COUNTY
STATE OF GEORGIA

PAMELA G. JONES & EDWARD M. JONES,	)	
Plaintiffs,	)	Civil Action File Number: 17-A-1282-5
v.	)	
KRISTABEL A. CRUZ & NORA COLON,	)	
Defendant.		

ORDER

On or before **February 2, 2019** the parties in this case shall have engaged in mediation. Counsel are directed to schedule the mediation cooperatively and the individual parties or representatives of all parties (with authority granted by the principal) must be present at such mediation. The Parties are further **ORDERED** to provide the Court with a report within 15 days of mediation.

SO ORDERED, this ____ day of November, 2018

_____
David P. Darden, Judge
State Court of Cobb County

Settled - 45 day order

IN THE STATE COURT OF COBB COUNTY
STATE OF GEORGIA

KADAN CORPORATION d/b/a/ KADAN HOMECARE	)	
Plaintiff	)	Civil Action File Number: 13-A-2144-5
v.	)	
FAYE STEWART,	)	
Defendant	)	

ORDER

This case came before the Court at the Court's December 12, 2016 Pre-Trial Calendar. At that time, the parties announced to the Court that the case has been settled to their satisfaction. Accordingly, the Court hereby **ORDERS** that the Plaintiff file its Dismissal within **forty-five (45) days** of the date of this Order or the case may be subject to dismissal for want of prosecution.

SO ORDERED, this ____ day of December, 2016.

_____
David P. Darden, Judge
State Court of Cobb County

State Court of Bibb County

POST OFFICE BOX 5086
MACON, GEORGIA 31213-7199

JEFF HANSON, CHIEF JUDGE
JEFFERY O. MONROE, JUDGE
CHAMBERS: ROOM 505
J. TAYLOR PHILLIPS COURTHOUSE

AREA CODE 478
OFFICE 621-6200
FAX 621-6009
jhanson@maconbibb.us
jomonroe@maconbibb.us

January 15, 2019

CIVIL JURY CALENDAR

CALENDAR CALL WILL BE AT 3:00 P.M. ON WEDNESDAY, JANUARY 30, 2019

The Calendar for the two week civil jury term is set for the weeks of February 11 and February 18, 2019.
To view the current trial calendar, go to the State Court's home page: http://www.maconbibb.us/state-court then click on the "Civil Trial Calendar" tab.

If you do not have internet access and need a Calendar, please call the Clerk's office at (478) 621-6200, or contact one of the following: Ms. Linda Thurman at lthurman@maconbibb.us, or Ms. Pam Forbes at pforbes@maconbibb.us.

No civil case shall be considered ready for trial or called at calendar call unless counsel notifies the court in writing with copy in each case to opposing counsel that the case is ready for trial at least fifteen (15) days prior to the start of the jury trial term. This notice must be received by the judge's secretary by **5:00 p.m., January 25, 2019**. A copy of the *Court's Standing Order – Civil Cases* may be obtained from the Clerk or from the court website.

If your case is not ready to be tried and opposing counsel has not announced "READY" YOU DO NOT NEED TO MAKE AN ANNOUNCEMENT, your case will not be called at calendar call.

Cases in which the written ready announcement is made by the deadline of January 25, at 5:00 p.m. will be called at **3:00 p.m.** on Wednesday, January 30, to establish the order of trials during the term.

ATTORNEYS AND PRO SE PARTIES WHO HAVE CASES ANNOUNCING READY MUST BE PRESENT AT THE CALENDAR CALL *UNLESS EXCUSED BY THE COURT.*

Cases marked ready at the calendar call will be scheduled for pre-trial conference calls the week beginning February 4. The basic information letters required by the *Standing Order – Civil Cases* must be provided to the Court prior to the conference call. Please advise the Court if you wish to have a pre-trial conference in chambers.

Jurors will be present at 9:00 a.m. on Monday, February 11, and Monday, February 18, 2019, and juries will be selected at that time for trials as scheduled during the week.

Thank you for your cooperation.

Jeff Hanson
Jeffery O. Monroe
Judges, State Court of Bibb County

STATE COURT OF BIBB COUNTY

STATE OF GEORGIA

STANDING ORDER – CIVIL CASES

EFFECTIVE MAY 1, 2011

FILING OF COMPLAINTS

Complaints shall have attached the completed Summons, Entry of Service, General Civil Case Filing Information Form (Non-Domestic). Forms can be accessed at the Forms section of the Court website:

www.co.bibb.ga.us/StateCourt/StateCourt.aspx .

PROOF OF SERVICE

All parties are directed to comply with O.C.G.A. §9-11-4(g) and Uniform State Court Rule 36.11 concerning the requirement for the filing with the Clerk of all Entries of Service. Acknowledgments of service may be accomplished by counsel by providing the necessary copies of the complaint to the Clerk who will then sign the summons and return it to counsel.

FILING BY FACSIMILE TRANSMISSION

No filing will be accepted by facsimile without the prior permission of the Judge or the Clerk of Court. The routine filing of pleadings will not be authorized by facsimile transmission. A filing received by facsimile will be filed as of the date the facsimile is received only after the original has been received by the Clerk. Service upon the opposing party must be shown on the facsimile. The Clerk's office will not transmit documents by facsimile.

DISCOVERY

When responding to interrogatories, requests for production, and requests for admission, the answering party must retype the questions and requests with the

answers and/or objections following immediately thereafter. No sanction will be imposed for failure to comply with this requirement.

If justified by the complexity or difficulty of a case, the Court will consider the entry of a discovery/scheduling order. After hearing from the parties, this order would provide dates for the different aspects of discovery, amendments to the pleadings, the filing of motions, conferences with the Court, and preparation for the pre-trial order and trial of the case.

MOTIONS

The parties are responsible for notifying the Court when a motion is ready to be heard. Either party may request the Court by letter to either schedule a hearing on the motion or to rule on the motion without a hearing.

CIVIL TRIAL CALENDAR

(A) Placement on Calendar:

Civil cases will be automatically assigned to the civil trial calendar one time without request following the passage of six months from the filing of the answer. Thereafter, cases shall appear on the published civil trial calendar as directed by the Court upon notice to the parties or upon request by any party in writing or by email to the Clerk with a copy of said request to the opposing party in each case at least thirty (30) days before the trial term. Cases may be placed on the civil trial calendar in less than six months where all parties to a case agree to the placement. In the event any civil case is not reached during any trial term during which it was ready, such case shall be placed on the next succeeding calendar without the need for the thirty (30) day letter.

(B) Cases Ready for Trial:

Cases shall be considered ready for trial upon notice sent by either party in writing or by email and received by the Judge's secretary no later than fifteen (15) calendar days immediately prior to the first day of the trial term. This "15 day letter" or "ready letter" shall be served upon opposing counsel by mail, email, or in person at the same time the letter is given to the Court.

(C) Pretrial Information:

Each attorney in the cases that are announced as "ready" is expected to be present at calendar call unless excused by the Court. Unless the Court has set a pre-trial conference, sua sponte or upon request of either party, under the provisions of Uniform Superior Court Rule 7.1, then counsel for every case on the ready list following the calendar call shall provide the information described below to the Court by the time of a pretrial conference call or by the Wednesday following calendar call, whichever is earlier. The date and time of the conference shall be set at the calendar call. Attorneys may choose to meet with the Judge in person. The information to be provided is as follows:

1. Brief description of the case.
2. Correct identification of all parties and counsel who will try the case.
3. Issues for determination by the jury.
4. Estimated length of trial.
5. Jury qualification information.
6. Whether the case is being reported under the rule.
7. Whether any depositions intended for use at trial have objections requiring rulings by the Court.
8. Any peculiar evidentiary issues or special authorities relied upon by the parties.
9. Any need for a special verdict form.
10. Status of any efforts to settle the case.

All exhibits to be used at trial shall be marked by counsel and shown to opposing counsel before use of the exhibit in court so as not to delay the trial before the jury.

(D) Cases Not Ready for Trial:

No civil case appearing on a published trial calendar shall be considered ready for jury trial unless:

1. All pending motions, excluding motions in limine, have been disposed of prior to the calendar call for the trial term, unless otherwise permitted by the Court; and
2. All discovery, with the exception of depositions taken for use as evidence at trial, has been completed prior to the calendar call for the trial term unless

completion is otherwise agreed to by all counsel or is permitted by a specific order of the Court.

(E) Preference:

Requests for preference in scheduling of trials during the trial term should be made in writing to the Court prior to the calendar call for the trial term.

MOTIONS IN LIMINE

Motions in limine should be filed no later than two business days prior to the start of the trial, provided however, that additional motions in limine may be submitted thereafter to cover unanticipated issues that may arise. At the time of the filing of a motion in limine with the Clerk, a courtesy copy must be provided for timely submission to the Judge.

SO ORDERED, this 24th day of March 2011, to be effective May 1, 2011. A copy of this Standing Order shall be posted on the Court website and also provided by the Clerk's office to all parties, or their attorneys, at the time of the first filing of any pleading by a party.

IT IS FURTHER ORDERED that the Court's Internal Operating Procedures, most recently amended on September 27, 2005, are hereby rescinded as of April 30, 2011.

William P. Adams, Judge
State Court of Bibb County, Georgia

IN THE STATE COURT OF BIBB COUNTY
STATE OF GEORGIA

Plaintiffs, vs. Defendants.	CIVIL ACTION NO.

SCHEDULING ORDER

To facilitate efficiency in the preparation of this case for trial and with input from the parties, the Court enters the following Scheduling Order:

1. Fact discovery shall end on _____, 20__.
2. The Plaintiffs shall disclose their experts, if any, by _____, 20__.
3. The depositions of Plaintiffs' experts shall be completed by _____, 20__.
4. The Defendants shall disclose their experts, if any, by _____, 20__.
5. The depositions of Defendants' experts shall be completed by _____, 20__.
6. The Plaintiffs shall disclose their rebuttal experts, if any, by _____, 20__.
7. The depositions of Plaintiffs' rebuttal experts shall be completed by _____, 20__.
8. The parties may modify the deadlines contained in paragraphs 1 through 7 by mutual agreement, without a Court Order, and the Court encourages the parties to accommodate each other's schedules as necessary.
9. The deadline for filing dispositive motions, partially dispositive motions, and motions challenging the qualifications of experts is _____ {HJ1}. Failure to file a dispositive

or partially dispositive motion based on the defenses of (1) arbitration and award, (2) discharge in bankruptcy, (3) illegality, (4) laches, (5) license, (6) payment, (7) release, (8) res judicata, (9) statute of frauds, (10) statute of limitations, (11) lack of jurisdiction over the person, (12) insufficiency of process, (13) insufficiency of service of process, and (14) failure to join a party, by this deadline shall constitute a waiver (to the extent waivable), if the evidence as to that defense was known by and/or in the possession of the party with the potential defense, prior to the deadline.

10. The parties are directed to engage in a mediation of this case before _____, 20__.

11. The Court will hear all pending motions and hold a status conference at _____ AM/PM on _____[HJ2]. (Approximately 60 days before trial). Each party is directed to submit a letter to the Court at least five (5) days before the conference advising the Court: (1) whether the case can be ready for trial by the date stated in Paragraph 13; (2) how many days will be required to try the case; (3) whether there are any scheduling issues to be addressed; (4) what motions are pending; and (5) the status of negotiation efforts. If there are no motions to be heard, this status conference can be held by telephone. **If you want a court reporter, please notify my assistant, Pam Forbes, at least ten days before the hearing.**

12. The Court will conduct a pretrial conference at _____ AM/PM on _____[HJ3]. The parties are directed to submit a consolidated, proposed pretrial order to the Court at least five (5) days before the pretrial conference. The proposed pretrial order should be substantially in the format contained in Rule 7.2 of the Uniform Rules for the Superior/State Courts; **however, the pretrial order should also expressly indicate whether the jury will be asked to consider a non-party's alleged fault and whether any non-party is to be included on the verdict form.** The parties are directed to submit any motions in limine and proposed requests to charge at the pretrial conference. Electronic copies of the consolidated, proposed pretrial order and proposed requests to charge should be provided to the Court in Microsoft Word format. **If you want a court reporter, please notify my assistant, Pam Forbes, at least ten days before the hearing.**

13. The Court anticipates this case will be ready for trial by _____, 20__[HJ4].

SO ORDERED, this _____day of _____, 20__.

_____

Jeff Hanson, Chief Judge
State Court of Bibb County, Georgia

IN THE STATE COURT OF HENRY COUNTY

STATE OF GEORGIA

PLAINTIFF,	)	
	)	
PlaintiffS,	)	
	)	
vs.	)	CIVIL ACTION FILE NO.: xxSVxxxxx
	)	
DEFENDANT,	)	
	)	
DefendantS,	)	

ORDER

It is hereby ordered that the foregoing, including the attachments thereto, constitutes the CONSOLIDATED PRE-TRIAL ORDER in the above case and supersedes the pleadings. Notwithstanding any attempted reservation of rights by the parties, no party may hereafter amend the pretrial order to name additional witnesses to be called at trial, nor call such witnesses at trial unless consented to by all parties or expressly authorized by the Court for good cause shown. Likewise, evidence not listed in the pretrial order may not be added by later amendment or offered at trial unless consented to by all parties or expressly authorized by the Court for good cause shown.

SO ORDERED this _____ day of March, 2019.

_____

BEN W. STUDDARD, Chief Judge
State Court of Henry County

IN THE STATE COURT OF HENRY COUNTY
STATE OF GEORGIA

ONE-WEEK
CIVIL JURY TRIAL CALENDAR

CHIEF JUDGE BEN W. STUDDARD

Week of May 6, 2019
8:30 A.M.

The above term of the State Court of Henry County will convene for one week beginning **Monday, May 6, 2019** at 8:30 a.m. for disposition of civil cases hereinafter listed. The following cases will be called for jury trial or other hearing as noted at the State Court of Henry County located at One Judicial Center, Courtroom 1, McDonough, Georgia 30253.

All attorneys with cases on this calendar are required to email an announcement to Tomisha Stanford, Judge Studdard's Law Clerk, at tstanford@co.henry.ga.us by 12:00 noon on Wednesday before the week of jury trial. Emailed announcements should include the following: (1) Case number; (2) Plaintiff/Defendant reporting; (3) If case is ready for trial; (4) Estimated length of trial; (5) If Court Reporter is needed; (6) Name and telephone number of attorney trying the case.

APPEARANCE OF COUNSEL

Pursuant to Rule 8.4 of the Uniform Court Rules, the Parties and Counsel in the first ten (10) actions on this Calendar shall be ready for trial on Monday, unless otherwise directed by the Court. Should any of the first ten (10) actions settle or otherwise be removed from the Calendar, the next one in sequence shall be moved up. Parties in all other actions on the Calendar are expected to be ready for trial and will be subject to **OVERNIGHT NOTICE**. Counsel and Parties must be able to respond and appear in Court within two (2) hours from the call.

DISMISSALS AND SETTLEMENTS

It is required by this Court that any dismissal or settlement announcement will be submitted to the Court, **IN WRITING**, at least ten (10) days prior to the call of the Calendar or the terms of such Agreement shall be dictated to the Court Reporter and made a part of the record or the case may be **DISMISSED FOR WANT OF PROSECUTION.**

CONTINUANCES

Pursuant to Rule 8.5 (Uniform Rules for State Courts), continuances **WILL NOT BE GRANTED MERELY BY AGREEMENT OF COUNSEL OR BY TELEPHONE.** This Court requires that all requests for continuances must be submitted **IN PLEADING FORM**, and must be received by the Court at least five (5) days prior to the call of the calendar. If mailed, send to address listed below.

Requests shall contain at least the following information:
(1) Reason for requesting the continuance;
(2) Length of time to be continued;
(3) If opposing Counsel or party agrees to continuance;
(4) If continuances have previously been granted, to which party and for what reason;

(5) An Order for Judge's signature in the event request is granted.

It is the responsibility of requesting party to ascertain if continuance has been granted and to notify all parties.

MAILING ADDRESS FOR THE COURT:
One Judicial Center, Suite 310
McDonough, GA 30253
770-288-7357

THIS CALENDAR APPROVED AND ORDERED PUBLISHED this ____ day of April, 2019.

_____
BEN W. STUDDARD, Chief Judge
State Court of Henry County

NOTICE REGARDING ACCOMMODATION OF DISABILITIES

The Henry County Courts System does not discriminate on the basis of disability in the operations of its programs, services, or activities. In accordance with the Americans with Disabilities Act of 1990 ("ADA"), the courts have implemented specific policies to address the needs of disabled individuals. An ADA Coordinator has been appointed in each court, with the responsibility of ensuring that proper and reasonable accommodations are provided. Individuals with disabilities are invited to make their needs and concerns known to the ADA Coordinator.

Upon request and reasonable notice, sign language interpreters will be provided for hearing impaired persons participating in both civil and criminal court proceedings in State Court. To arrange for an interpreter, please call the following designated ADA Coordinator who will assist you:

Henry County State Court: Michele B. Gardner, Clerk/ADA Coordinator
Telephone Number: (770) 288-7800
TTY Number: (770) 288-6818

Applications for Accommodation can also be found on the County's website at: www.co.henry.ga.us. Any aggrieved person may file a complaint with the ADA coordinator. The ADA Complaint Form can also be found on the County's website.

FOREIGN LANGUAGE INTERPRETERS

To secure a foreign language interpreter, please submit an email request to sgardner@co.henry.ga.us as soon as reasonably possible (not less than 10 days prior to hearing) or call 770-288-7800. Please include the case number and name of party needing services in your email request.

IN THE STATE COURT OF HENRY COUNTY

STATE OF GEORGIA

PLAINTIFF,	)	
	)	
PlaintiffS,	)	
	)	
vs.	)	CIVIL ACTION FILE NO.: xxSVxxxxx
	)	
DEFENDANT,	)	
	)	
DefendantS.	)	

SCHEDULING ORDER

Pursuant to the Standing Order of the Court,

IT IS HEREBY ORDERED AND ADJUDGED that:

- The parties shall submit this matter to mediation or arbitration before a certified mediator or arbitrator by **January 14, 2019.**
- The consolidated pretrial order is due on **January 22, 2019.**
- The mediator or arbitrator's certificate showing that ADR has been conducted shall be filed with the Court no later than **January 28, 2019.**
- Should this case fail to be fully resolved at mediation, a pretrial conference will take place on **January 28, 2019** at 1:30 p.m.
- All depositions to be used at trial shall be submitted no later than **January 28, 2019**. Any objection to all or any part of a trial deposition must be filed before the pretrial conference. The Court may allow trial depositions to be taken after the deadline upon written request and in exigent circumstances. However, in the event that post-deadline trial depositions are allowed, they must be scheduled so as not to delay trial.
- Any motions in limine and requests for jury charges shall be submitted by **February 25, 2019.**
- This case will appear on the Court's jury trial calendar for the week of **March 4, 2019.**

These dates having been set with the consent of counsel, counsel shall NOT seek leave of court conflicting herewith **absent emergency circumstances.**

SO ORDERED this _____ day of March, 2019.

BEN W. STUDDARD, Chief Judge
State Court of Henry County

Please see reverse for information regarding foreign language interpreters and accommodation of disabilities

IN THE STATE COURT OF HENRY COUNTY

STATE OF GEORGIA

PLAINTIFF,	)	
	)	
PlaintiffS,	)	
	)	
vs.	)	CIVIL ACTION FILE NO.: xxSVxxxxx
	)	
DEFENDANT,	)	
	)	
DefendantS	)	

SCHEDULING ORDER

The following constitutes a binding schedule of events in the above-styled litigation. As to all matters addressed in this Order, counsel are expected to discuss all issues directly and openly, on a regular basis, and to cooperate fully, in order to comply with its provisions. Civility and a spirit of compromise are encouraged and expected in such interactions. Telephone conferences with the Court to resolve episodic problems and enhance compliance are encouraged. To schedule such a conference call, the parties should contact Ms. Tomisha Stanford, Law Clerk, at (770) 288-7360 or tstanford@co.henry.ga.us, and the parties will be accommodated at the Court's earliest convenience. ***These are serious deadlines. If you do not comply with these deadlines, you will waive your rights to complain, object, or introduce evidence regarding the affected issues.***

Discovery

Finish all fact discovery by: ..... April 30, 2019.

Plaintiffs to identify their experts and provide full expert opinion summaries by: ..... June 1, 2019.

Defendants to identify their experts and provide full expert opinion summaries by: ..... August 15, 2019.

Finish discovery depositions of Plaintiffs' experts: ..... July 15, 2019.

Finish discovery depositions of Defendants' experts: ..... October 1, 2019.

All parties to identify all rebuttal experts and provide opinion summaries by: ..... October 31, 2019.

Finish discovery depositions of all rebuttal experts: ..... November 29, 2019.

All dispositive motions filed by: ..... December 31, 2019.

All *Daubert* motions filed by: ..... December 31, 2019.

A hearing on all motions will be held at 1:30 p.m. on: ..... Date TBD - January 2020.

Alternative Dispute Resolution

Pursuant to the Standing Order of the Court pertaining to Alternative Dispute Resolution (ADR), the parties shall submit this case to mediation or arbitration before a certified arbitrator or mediator no later than November 15, 2019. Counsel, all parties, and any insurance adjustor or representative with the authority to settle shall attend the mediation or arbitration.

The mediator or arbitrator's certificate showing that ADR has been conducted shall be filed with the Court no later than _____, along with any settlement agreements, orders, or other documents necessary to effectuate any resolution of this case arising from ADR.

Status Conference

Counsel shall appear before the Court for a status conference on **January 28, 2019** at 1:30 p.m. in the courtroom of the Honorable Ben W. Studdard, to discuss scheduling of the pretrial

conference and trial. Counsel may avoid the need to appear personally by scheduling a conference call with the Court to take place on **January 17 or 23, 2019.**

Counsel shall not seek leave of court conflicting herewith except in case of emergency or by special permission of the court.

SO ORDERED this _____ day of April, 2019.

BEN W. STUDDARD, Chief Judge
State Court of Henry County