

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

FILED IN OFFICE
ATHENS-CLARKE COUNTY
STATE OF GEORGIA
2024 DEC 30 PM 3:45

**Scheduling Order Setting Pre-trial Conferences for March 5, 2025 at 2:30 pm
and Jury Trials for the Week of Monday, March 31, 2025**

For the cases pending trial listed on Exhibit A, the following shall apply:

Discovery

Unless noted otherwise, this Order contemplates that all discovery has been completed, any expert witnesses have been properly disclosed during discovery, and the discovery period is closed.

January 17, 2025

Extension of discovery – If either party is seeking additional time for discovery, an appropriate motion should be filed by this date.

Dispositive motions shall be filed by this date.

Motions to challenge to an expert's qualification under O.C.G.A. § 24-7-702 shall be filed by this date.

February 17, 2025

Defendant's portion of pre-trial order shall be submitted by Defendant to Plaintiff by this date.

Any uninsured or underinsured motorist carrier shall file by this date a notice of whether the UMC elects to proceed at trial in its own name or in the name of Defendant as allowed under O.C.G.A. § 33-7-11. The UMC shall include the election in §1 of the pre-trial order. If no election is filed, the UMC will waive the ability to proceed in its own name, and the Court will find the UMC has elected to proceed in the name of Defendant.

Compliance with O.C.G.A. § 9-11-26 (e) – Parties shall comply with O.C.G.A. § 9-11-26 (e) and supplement all discovery responses by this date.

February 24, 2025

Consolidated Pre-trial Order shall be submitted to the State Court Staff Attorney by email this date to lesley.weise@accgov.com. Plaintiff shall be responsible for consolidating the pre-trial order. (**See further instructions below.**)

Motions in limine shall be filed by this date. The Court requests that the attorneys refrain from filing boilerplate motions and motions seeking the Court to enter rulings on general topics of well-established of law, evidence, or


procedure that are not tailored to the particular legal or evidentiary issues in the case.

Notices of intent to introduce records pursuant to O.C.G.A. § 24-9-902 (11) or (12) shall be filed by this date or may be included in §14 of the pre-trial order if the notice complies with the requirements of O.C.G.A. § 24-9-902 (11) or (12).

Trial depositions - For any depositions to be used at trial, the parties shall file any deposition designations or requests for rulings on deposition objections by this date. *For any trial depositions taken after this date, any designations or requests for rulings on objections shall be filed within 48 hours of a party's receipt of the transcript.*

March 5, 2025

Pre-trial Conference shall be held at **2:30 p.m.** in Hearing Room 415, Fourth Floor of the Athens-Clarke County Courthouse, 325 E. Washington Street, Athens, Georgia 30601. (*See further instructions below.*)

 Mediation shall be completed by this date. If counsel has not received an order scheduling mediation, please contact the Tenth District ADR Program at (706) 613-3210 to be scheduled for mediation. All cases must attend mediation prior to the pre-trial conference.

All motions in limine and deposition designations shall be heard by the Court on this date.

The Pre-trial Conference will have a WebEx remote attendance option. Please notify the Staff Attorney at lesley.weise@accgov.com at least two days in advance if you wish to appear remotely.

Attorneys who have a previously scheduled leave of absence for this date shall contact the State Court Staff Attorney no later than January 10, 2025 to request an alternative date for a pre-trial conference.

March 31, 2025

Jury Trials shall begin at 8:30 a.m. in the State Court Courtroom. If a case is not reached, it will be placed on the next jury trial calendar.

Instructions for Pre-trial Order:

§1 Name, Address, and Phone Number of Attorneys: If the uninsured or underinsured motorist carrier is a party, the pre-trial order shall include whether the UMC will elect to proceed at trial in its own name or in the name of Defendant as allowed under O.C.G.A. § 33-7-11.

§14 Notices of intent to introduce records: Each party may include notices of intent to introduce pursuant to O.C.G.A. § 24-9-902 (11) or (12) if made in compliance with the statute.

§17 Proposed Jury Charges: the parties should word §17 as: "Pursuant to Uniform State Court Rule 10.3, all requests to charge, other than additional requests to cover unanticipated points which arise at trial, shall be filed with the Clerk of State Court and a copy submitted to the Court by email to lesley.weise@accgov.com in Word document form at the time of jury selection."

§19 List of Witnesses: Party shall identify all potential witnesses by first and last name and list the witness's position and / or employer (if applicable). Parties shall not list witnesses by generic description. At trial, the Court will exclude any witness who has not been sufficiently identified except for the limited purpose of authenticating documents, records, or other exhibits.

Amendments: The Court will not enter pre-trial orders that contain provisions attempting to reserve the right to amend the pre-trial order or to conduct discovery. Amendments will be allowed only upon order of the Court and upon good cause shown.

Attendance at Pre-trial Conference / Requests to be Excused: Unless a pre-trial order has already been entered by the Court, an attorney of record must appear for each party to make an announcement in the case. If you are unable to appear, please contact **Lesley Weise, Staff Attorney**, at lesley.weise@accgov.com at least 48 hours in advance to request excusal by the Court.

Failure to Appear at Pre-trial Conference / Failure to Present Proposed Pre-trial Order: Failure of counsel to appear at the pre-trial conference without legal excuse or failure to present a proposed pre-trial order shall authorize the Court to remove the action from the trial calendar, enter such pre-trial order as the Court deems appropriate, or impose any other appropriate sanction.

This Order and the attached Calendar shall be entered on the Minutes of the Court and a copy served on the Tenth District Alternative Dispute Resolution Program office.

SO ORDERED, this 30 day of December, 2024.



Charles E. Auslander, III
Judge, State Court of Athens-Clarke County

Exhibit A

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

**Pre-trial conference on Wednesday, March 5, 2025 at 2:30 p.m.
Jury trial week of March 31, 2025 at 8:30 a.m.**

Case No.	Case Style	Counsel for Plaintiff	Counsel for Def./*UMC
ST21CV0912	Cretina Sanders and Mattie Smith versus Erik Aguirre Ayala, Valerio Jesus Heredia, Heredia Fast Towing, Inc., Ethio-American Insur. Co., John Does 1 – 3, and ABC Corp. 1 – 2	Clark Karell, Jr. Karell Trial Attorneys, LLC	Blake Durham Blake Durham Law, LLC Christopher Denison Law Office of Christopher Denison
ST22CV0713	Stanley Patmon and Bobby Porter versus AV Express LTD d/b/a AVX, Anthony A. Coleman, and Knightsbrook Insur. Co.	Johnquel E. Neal Adewale Odetunde Janelle Zabresky WLG Atlanta, LLC	Jason G. Wyrick S. Jacob McCarthy Cruser, Mitchell, Novitz, Sanchez, Gaston & Zimet, LLP
ST23CV0094	Gayle Williams and Malenda Williams versus Ahlayia Bird	Catherine Manavi Nick Schnyder Maurice Riden, II The Nick Schnyder Law Firm Peter Brogdon Jason Slate Ali Awad Law	Anne Gower Gower Wooten Darneille, LLC

ST23CV0364	Yelena Stashesku versus Michael Mooney and Harrison & Harrison, Inc.	John O'Briant, III Morgan & Morgan Atlanta, PLLC	Joseph Kaiser Davis Lackey Donna A. Davis Groth Makarenko Kaiser & Eidex, LLC
ST23CV0373	Enoelia Jarquin-Parada versus Willie Walton	Ross Massey Jeffrey G. James Massey Law Group, LLC	Douglas A. MacKimm Jessica Devins Groth Makarenko Kaiser & Eidex, LLC
ST23CV0391	Willie Ceaser versus Lakendra Shields	J. Harmon Groves John Winkenwerder H. Groves Law, LLC	Jeffrey N. Schwartz Gower Wooten Darneille, LLC *Andrew Feske Scott McMickle McMickle, Kurey & Branch, LLP
ST23CV0495	Latifeah Shunta Ferrell versus Gerald Jerome Bailey	Casey L. Ford Jan P. Cohen Kenneth S. Nugent, P.C.	M. Steven Heath Matthew Moseley Cowsert Heath, LLP
ST23CV0543	James Horton versus Victoria Mendiola	Joshua A. Carroll Buzzell, Welsh & Hill, LLP	Maranda Andrews Law Office of Nancy W. Phillips
ST23CV0545	Chastity T. Lane versus Cynthia I. Patton	Sean R. Campbell Champion Law Group	Brad Rutledge Gower Wooten Darneille, LLC
ST23CV0642	Keith Thompson versus Rosa Marie Fortson	Saif Ahmed Ross Massey Massey Law Group, LLC	Ankur Trivedi Joseph Kaiser Imaya Adris Groth Makarenko Kaiser & Eidex, LLC
ST23CV0692	Barbara J. Puckett versus Andrea Jo Frachiseur	John N. Edmonson The Edmonson Firm, LLC	Marc A. Aragon Ian Kahler Groth Makarenko Kaiser & Eidex, LLC

ST23CV0704	Jackelyn Camarena versus Jesus Suarez and Jaime Pompa	John S. O'Briant, III Morgan & Morgan, PLLC	Timothy Sanders Timothy F. Sanders, PC *Sarah H. Williamson Fain, Major, Brennan, Sanford & Hardee, P.C.
ST23CV0789	James Edward Martin versus Tyler Dockery	J. Harmon Groves John Winkenwerder H. Groves Law, LLC	Ankur Trivedi Joseph Kaiser Groth Makarenko Kaiser & Eidex, LLC
ST24CV0019 *both parties are pro se*	Mary Farnham versus Kelsey Lauren Wishik	Mary Farnham 5382 Hawkins Academy Rd. Social Circle, GA 30025 frlaw1997@yahoo.com	Kelsey L. Wishik 370 Cleveland Ave. Athens, GA 30601 kelseywishik@aol.com
ST24CV0152	Rebecca L. Hiner versus David M. Tittle, J.W. Shuman Services, Inc. and John Does 1 – 3	Ryan Carnes Ross Massey Massey Law Group, LLC	Timothy J. Peacock Janie Hagood Hudson Lambert Parrott, LLC
ST24CV0257	Maya Okpalefe versus Caleb Slaton	DeMone Lee The Lee Firm of Georgia, LLC	Claire Sumner Jason Deere Lueder, Larkin & Hunter, LLC
ST24CV0265 *Def. in default*	Tommie Battles versus Raa Oviedo	Kevin Golden Morgan & Morgan Atlanta, PLLC	Raa Oviedo 360 Belmont Rd. Athens, GA 30605
ST24CV0336	Tracy Lumpkins versus John Webster	Brandon Dixon Walter Yarbrough Law Office of Brandon Dixon, P.C.	David S. Thompson Fain, Major & Brennan, P.C.
ST24CV0840 *Scheduling Order entered 12/19/24 applicable to this case*	Terry E. Hinkle versus CSX Transportation, Inc.	Michael Warshauer Olivia Lovelace Warshauer Woodward Atkins, LLC	Morris Wade Richardson Charles T. Grimes RichardsonClement, PC

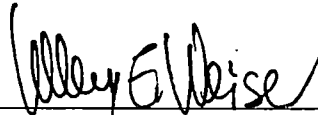
CERTIFICATE OF SERVICE

I have served the foregoing Scheduling Order Setting Pre-Trial Conference on March 5, 2025 and for a Jury Trial the week of Monday, March 31, 2025 and Exhibit A on all counsel as listed on said calendar electronically through PeachCourt, as well as the following by hand delivery:

Elisa Zarate, Clerk of Court

Tenth District Alternative Dispute Resolution Program Office

This 30th day of December, 2024.



Lesley E. Weise, Staff Attorney
State Court of Athens-Clarke County