

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 18 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0001
MAURICE DAVID PECK V. THE STATE

Upon consideration of the Application for an Interlocutory
Appeal, it is ordered that it be hereby DENIED.

92001

95CR1349A

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 18 1996

*I certify that the above is a true extract from
the minutes of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court
hereto affixed the day and year last above written.*

William L. Martin Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 09 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0003
IPS, AN ARGENBRIGHT INTERNATIONAL TRAINING INSTITUTE ET AL V.
ARTHUR W. CRAWFORD

Upon consideration of the Application for an Interlocutory
Appeal, it is ordered that it be hereby DENIED.

94001

92VS94578G

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

SEP - 9 1996

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 09 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0004
WILLIAM RHEA HULL V. THE STATE

Upon consideration of the Application for an Interlocutory
Appeal, it is ordered that it be hereby DENIED.

91001

96B3662

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta*

SEP 9 1996

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the minutes of the Court of Appeals of Georgia.*

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 23 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0005

HARGETT'S TELEPHONE CONTRACTORS, INC. ET AL V. CYNTHIA T. MCKEEHAN,
ADMINISTRATRIX OF THE ESTATE OF CATHERINE ALICIA MCKEEHAN

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of SUPERIOR COURT is directed to include a copy of this order in the record transmitted to the Court of Appeals.

97001

95CV381J

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

SEP 23 1996

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William L. Martin Clerk.

Court of Appeals of the State of Georgia

ATLANTA, September 13, 1996

The Honorable Court of Appeals met pursuant to adjournment.

The following order was passed:

A97I0006. B. JONES & ASSOCIATES, INC. v. PREMIUM ASSIGNMENT CORPORATION.

Defendant B. Jones & Associates, Inc., seeks an interlocutory appeal from the order of the superior court granting in part plaintiff Premium Assignment Corporation's motion for summary judgment. However, the judgment complained of is directly appealable pursuant to OCGA § 9-11-56 (h), and the interlocutory appeal procedure is applicable only to those judgments not otherwise subject to direct appeal. OCGA § 5-6-34 (b). Accordingly, since the applicant has failed to follow the proper procedure for securing review of a directly appealable judgment, this application for interlocutory appeal is hereby dismissed.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 13 1996

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William L. Martin, Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 13 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0007
SUPERIOR K-9 SERVICES, INC. ET AL V. MELANIE S. RUSSELL

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby DENIED.

90001

95VS0102660D

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

SEP 13 1996

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 06 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0008
BILL LEDFORD MOTORS, INC. V. DEPARTMENT OF TRANSPORTATION

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of SUPERIOR COURT is directed to include a copy of this order in the record transmitted to the Court of Appeals.

99001

89V592

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

SEP - 6 1996

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William R. Martin

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA,

SEPTEMBER 17 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0009

GLORIA WILLIAMS V. ROBERT ANTHONY NELSON, A CHILD, BY LYDIA NELSON,
AND V. ANTHONY NELSON, HIS NEXT FRIEND

Upon consideration of the Application for an Interlocutory
Appeal, it is ordered that it be hereby DENIED.

98001

95SV532

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 17 1996

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*Witness my signature and the seal of said court
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Clerk.

William L. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA,

SEPTEMBER 24 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0010

AUDIE R. GLISSON V. THE TRAVELERS INSURANCE COMPANY

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby DENIED.

92002

J95CV031N

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 24

*I certify that the above is a true extract from
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William R. Martin

Clerk.

Court of Appeals of the State of Georgia

ATLANTA,

SEP 23 1990

The Honorable Court of Appeals met pursuant to adjournment.

The following order was passed:

A97I0011. POWELL v. KAPPA ALPHA PSI FRATERNITY, INC.

Plaintiff Christopher A. Powell seeks an interlocutory appeal from the order of the superior court granting summary judgment in favor of one of the named defendants, Kappa Alpha Psi Fraternity, Inc. However, the judgment complained of is directly appealable pursuant to OCGA § 9-11-56 (h), and the interlocutory appeal procedure is applicable only to those judgments not otherwise subject to direct appeal. OCGA § 5-6-34 (b). Accordingly, since the applicant has failed to follow the proper procedure for securing review of a directly appealable judgment, this application for interlocutory appeal is hereby dismissed.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

SEP 23

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the minutes of the Court of Appeals of Georgia.*

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hereto affixed the day and year last above written.*

William R. Martin

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 12 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0012
MORGAN DRIVE AWAY, INC. ET AL V. LAVERNE WHITE, ET AL

Upon consideration of the Application for an Interlocutory
Appeal, it is ordered that it be hereby DENIED.

94002

96V351

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta*

SEP 12 1996

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the minutes of the Court of Appeals of Georgia.*

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hereto affixed the day and year last above written.*

Clerk.

William L. Martin

Court of Appeals of the State of Georgia

ATLANTA, September 4, 1996

The Honorable Court of Appeals met pursuant to adjournment.

The following order was passed:

A97I0013. MITCHELL v. GEORGIA DEPARTMENT OF HUMAN RESOURCES.

On August 16, 1996, Eldridge F. Mitchell filed this application for interlocutory appeal of the trial court's order directing that he submit to a blood test pursuant to OCGA § 19-7-45. Mitchell contends that OCGA § 19-7-45 "violates the Fourth and Fourteenth Amendments to the U. S. Constitution and Section One, Article One, Paragraph 13 of the 1983 Georgia Constitution in that it allows a search and seizure of one's body without a showing of probable cause." It appears this issue was raised by the applicant in the trial court, and is, therefore, preserved for appellate review. E.g., Marr v. Georgia Department of Education, 264 Ga. 841 (452 SE2d 112) (1995).

Exclusive jurisdiction to consider the merits of this application lies with the Georgia Supreme Court. Ga. Const. Art. VI, Sec. VI, Para. II. Accordingly, the application is hereby transferred to the Supreme Court.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP - 4 1996

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*Witness my signature and the seal of said court
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William L. Martin Clerk.



SUPREME COURT OF GEORGIA

Case No. S96I1953.

Atlanta

OCT 04 1996

The Honorable Supreme Court met pursuant to adjournment.

The following order was passed.

ELDRIDGE F. MITCHELL III v. GA. DEPT. OF HUMAN RESOURCES

Although the Court of Appeals originally transferred this application to this Court, it appearing in the record that E.F. Mitchell raised a constitutional challenge to OCGA § 19-7-45 but that the trial court did not distinctly pass upon the challenge, Raskin v. Wallace, 215 Ga. App. 603, 604 (1994), see also Walker v. Hall, 226 Ga. 68 (1970), and that the trial court could have resolved the matter by applying well-established principles of law to an alternative ground raised that does not invoke this Court's exclusive jurisdiction, this application is hereby returned to the Court of Appeals. Marr v. Georgia Dept. of Education, 264 Ga. 841 (1995).

All the Justices concur, except Fletcher, P.J. and Sears, J., who dissent.



SUPREME COURT OF THE STATE OF GEORGIA,

Clerk's Office, Atlanta

I certify that the above is a true extract from the minutes of the Supreme Court of Georgia.

Witness my signature and the seal of said court hereto affixed the day and year last above written.

Lynn M. Stinchcomb, Chief Deputy Clerk

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 17 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0013

ELDRIDGE F. MITCHELL, III V. GEORGIA DEPARTMENT OF HUMAN RESOURCES
EX. REL ET AL

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

96002

495S314

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 17 1996

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William R. Martin Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 13 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0014
MARGARET ROSE V. FIGGIE INTERNATIONAL, INC.

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of State Court is directed to include a copy of this order in the record transmitted to the Court of Appeals.

91002

92VS59598H

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta SEP 13 1996*

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Clerk.

William L. Martin

97

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 23 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0015
INTERNATIONAL INDEMNITY COMPANY V. REGIONAL EMPLOYER SERVICE, INC.
D/B/A RES, INC.

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby DENIED.

97002

93CV190923

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

SEP 23 1996

*I certify that the above is a true extract from
the minutes of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court
hereto affixed the day and year last above written.*

William L. Martin Clerk.

96

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 23 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0016
SIMON'S OF ALBANY, INC. V. TRUDIE W. THOMPSON

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of SUPERIOR COURT is directed to include a copy of this order in the record transmitted to the Court of Appeals.

90002
E43571

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta*

SEP 23 1996

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William L. Martin Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA,

SEPTEMBER 13 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0017

FIGGIE INTERNATIONAL, INC. V. MARGARET ROSE

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of State Court is directed to include a copy of this order in the record transmitted to the Court of Appeals.

91003

92VS59598H

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 13 1996

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William L. Martin Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 24 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0018

C & C REAL ESTATE CORPORATION V. THOMAS M. PHELPS. JR. ET AL

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby DENIED.

99002

95A5675

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 24 1996

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Clerk.

William L. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 20 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0019
WILLIAM SAMPSON McDEW V. THE STATE

Upon consideration of the Application for an Interlocutory
Appeal, it is ordered that it be hereby DENIED.

98002

961011

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 20 1996

*I certify that the above is a true extract from
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*Witness my signature and the seal of said court
hereto affixed the day and year last above written.*

Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 25 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0020
WENDY E. WISENBAKER V. RUFUS J. BALDWIN

Upon consideration of the Application for an Interlocutory
Appeal, it is ordered that it be hereby DENIED.

92003

94CV392

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 25 1996

*I certify that the above is a true extract from
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*Witness my signature and the seal of said court
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Clerk.

William L. Martin, Jr.

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 24 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0021
PIGGLY WIGGLY SOUTHERN, INC. V. BETTY JEAN JAMES

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of SUPERIOR COURT is directed to include a copy of this order in the record transmitted to the Court of Appeals.

93003

95V52330N

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

SEP 24 1996

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 23 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0022

JAMES THOMASON V. RANDY McINTYRE INC. ET AL

Upon consideration of the Application for an Interlocutory
Appeal, it is ordered that it be hereby DENIED.

93004

28386

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

SEP 23 1996

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William S. Martin Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, September 12, 1996

The Honorable Court of Appeals met pursuant to adjournment.

The following order was passed:

**A97I0023. ALVIN JONES, JR. ET AL. V. EMPIRE BANKING COMPANY OF
HOMERVILLE, GEORGIA.**

Upon consideration of appellant's motion to withdraw the interlocutory appeal in the above styled case, said motion is hereby Granted.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 12 1996

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Clerk.

William L. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 23 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0024

B A R C O, INCORPORATED V. BURLINGTON AIR EXPRESS, INC. ET AL

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby DENIED.

97003

96VS108195

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

SEP 23 1996

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Clerk.

William L. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 30 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0025

DESTINY INDUSTRIES, INC. V. ANDRE LARNARD WILLIAMS ET AL

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby DENIED.

96003

95CV300

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 30 1996

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Clerk.

William L. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 26 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0026
SHEETS CONSTRUCTION COMPANY ET AL V. LAMONT JACKSON

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of State Court is directed to include a copy of this order in the record transmitted to the Court of Appeals.

90003

95VS101270F

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 26 1996

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William R. Martin Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 02 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0027
TELECASH INVESTMENTS, INC. V. GLENN LAGRONE

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

99003

94VS83389

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT - 2 1996

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 20 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0028

JOE DAVIDSON, JR. V. EDDIE W. HOSLEY, ADMINISTRATOR OF THE ESTATE OF
BARBARA WILSON AND AL-SUFI HOSLEY, BOTH DECEASED.

Upon consideration of the Application for an Interlocutory
Appeal, it is ordered that it be hereby DENIED.

98003

90V9990

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta SEP 20 1996*

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William L. Martin

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 20 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0029

COMPUTER TRANSPORT OF GEORGIA ET AL V. EDDIE W. HOSLEY, ADMINISTRATOR
FOR THE ESTATES OF BARBARA WILSON AND AL-SUFI HOSLEY

Upon consideration of the Application for an Interlocutory
Appeal, it is ordered that it be hereby DENIED.

98004

90V9990

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

SEP 20 1996

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William L. Martin Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 26 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0030

KUCHELA REDDY, M.D. V. DIANE BALES, AS THE EXECUTOR OF THE ESTATE
OF IAVN AND EVELYN BARNES

Upon consideration of the Application for an Interlocutory
Appeal, it is ordered that it be hereby DENIED.

92004

94CV0400

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 26 1996

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*Witness my signature and the seal of said court
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William R. Marti Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 26 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0031

ANITA TOLENTINO, M.D. V. DIANE BALES, AS THE EXECUTOR OF THE ESTATE
OF IVAN AND EVELYN BARNES

Upon consideration of the Application for an Interlocutory
Appeal, it is ordered that it be hereby DENIED.

92005

94CV0400

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 26 1996

*I certify that the above is a true extract from
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William L. Martin ^{Stark}

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 25 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0032
ROBERT L. REHBERGER V. THE STATE

Upon consideration of the Application for an Interlocutory
Appeal, it is ordered that it be hereby DENIED.

94004

96CR0258

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 25 1996

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William R. Martin Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 09 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0033
GEORGIA FIRST BANK V. WALTER H. MATHIS, JR.

Upon consideration of the Application for a Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of SUPERIOR COURT is directed to include a copy of this order in the record transmitted to the Court of Appeals.

91004

95CV599A

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT -9 1996

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 01 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0034
JAMES INGRAM ET AL V. RICHARD HILL

Upon consideration of the Application for an Interlocutory
Appeal, it is ordered that it be hereby DENIED.

97004

95CV2155

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT - 1 1996

*I certify that the above is a true extract from
the minutes of the Court of Appeals of Georgia.*

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hereto affixed the day and year last above written.*

William R. Martin Clerk.

Court of Appeals of the State of Georgia

ATLANTA, September 13, 1996

The Honorable Court of Appeals met pursuant to adjournment.

The following order was passed:

A97I0035. DAVID WILLIAM DENNY, II v. THE STATE.

David William Denny, II filed an application seeking interlocutory review of the trial court's order denying his motion for appeal bond pending his appeal of his criminal damage to property conviction. Pursuant to OCGA § 5-6-34 (b), an application for interlocutory appeal must be filed with the clerk of this Court within ten days after the certificate of immediate review is granted. In this case, the trial judge granted the certificate of immediate review on August 7, 1996. Although it appears Denny's application was sent by certified mail, no official postmark date appears on the transmittal envelope, and Denny has not provided the Court with the certified mail receipt received at the time the application was mailed. Therefore, under Rule 4 of the Rules of the Court of Appeal, Denny's application was not effectively filed with the Court until September 10, 1996, the date it was physically received in the clerk's office. Accordingly, Denny's application, filed more than ten days after the certificate of immediate review was granted, is untimely. The Court thus lacks jurisdiction and Denny's application is ordered DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

SEP 13 1996

*I certify that the above is a true extract from
the minutes of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court
hereto affixed the day and year last above.*

Clerk.

William R. Martini

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 23 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0036
JAMES THOMASON V. RANDY McINTYRE, INC. ET AL

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of SUPERIOR COURT is directed to include a copy of this order in the record transmitted to the Court of Appeals.

93005

28386

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 23 1996

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the minutes of the Court of Appeals of Georgia.*

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, SEPTEMBER 26 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0037
HOLLOWAY CONSTRUCTION COMPANY ET AL V. LAMONT JACKSON

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of State Court is directed to include a copy of this order in the record transmitted to the Court of Appeals.

90004

95VS101270F

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta*

SEP 26 1996

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the minutes of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court
hereto affixed the day and year last above written.*

William R. Marti

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA,

SEPTEMBER 26 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0038

GEORGIA DEPARTMENT OF TRANSPORTATION ET AL V. LAMONT JACKSON

Upon consideration of the Application for an Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of State Court is directed to include a copy of this order in the record transmitted to the Court of Appeals.

90005

95VS101270F

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 26 1996

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the minutes of the Court of Appeals of Georgia.*

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William L. Martin Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 02 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0039
RICHARD ALLEN ROLLINS V. THE STATE

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

99004

96R592

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT - 2 1996

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the minutes of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court
hereto affixed the day and year last above written.*

Clerk.

William L. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 08 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0041
C. L. CASH. JR. V. THE FIRST STATE BANK

Upon consideration of the Application for a Interlocutory Appeal, it is ordered that it be hereby DENIED.

91005

92CV1024

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT - 8 1996*

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the minutes of the Court of Appeals of Georgia.*

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hereto affixed the day and year last above written.*

Clerk.

William L. McIntire

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 02 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0042
FORD MOTOR COMPANY V. AUTO-OWNERS INSURANCE COMPANY

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

97005

95VS98591F

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT - 2 1996

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the minutes of the Court of Appeals of Georgia.*

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hereto affixed the day and year last above written.*

William R. Martine

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 03 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0043
WINBURN, LEWIS, & BARROW, P.C. V. CAROL B. RICHARDSON ET AL

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

96005

M88CV2319

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT - 3 1996

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William E. Martin

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 02 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0044
BBB SERVICE COMPANY, INC. V. CHARLES W. GLASS ET AL

Upon consideration of the Application for a Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of State Court is directed to include a copy of this order in the record transmitted to the Court of Appeals.

99005

95VS0100866

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT - 2 1996

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*Witness my signature and the seal of said court
hereto affixed the day and year last above written.*

William R. Martin Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 09 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0045

HILLCREST FOODS, INC. D/B/A/ WAFFLE HOUSE V. MATTHEW KIRITSY

Upon consideration of the Application for a Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of SUPERIOR COURT is directed to include a copy of this order in the record transmitted to the Court of Appeals.

98005

SU95CV0432

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT - 9 1996

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the minutes of the Court of Appeals of Georgia.*

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William R. Martin

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 16 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0046

DOROTHY REDWINE BLACK ET AL V. FAYETTE COUNTY, GEORGIA

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

92006

96V0005M

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 16 1996

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 16 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0047

FAYETTE COUNTY, GEORGIA V. DOROTHY REDWINE BLACK ET AL

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

92007

96V0005M

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 16 1996

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*Witness my signature and the seal of said court
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William R. Martin Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, October 3, 1996

The Honorable Court of Appeals met pursuant to adjournment.

The following order was passed:

**A97I0048. MARK SCHLIES et al. v. GEORGIA FARM BUREAU MUTUAL
INSURANCE.**

The application filed by Mark Schlies for interlocutory appeal of a denial of summary judgment having been read and considered, the same is hereby DENIED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT - 3 1996

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the minutes of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court
hereto affixed the day and year last above written.*

William R. Martin ^{Clerk.}

Court of Appeals of the State of Georgia

ATLANTA, October 3, 1996

The Honorable Court of Appeals met pursuant to adjournment.

The following order was passed:

A97I0049. GEORGIA FARM BUREAU MUTUAL INSURANCE CO. v. MARK SCHLIES.

Georgia Farm Bureau Mutual Insurance Company filed an application for interlocutory appeal seeking review of the trial court's order denying its motion for summary judgment. This Court, however, lacks jurisdiction to review the application.

"Denial of summary judgment is not reviewable by the appellate courts in the absence of a timely certificate of immediate review and the granting of an interlocutory appeal by the appellate court unless there is a final judgment in the case and the cause is no longer pending in the lower court. [Cits.]" Sharpe's Appliance Store, Inc. v. Anderson, 161 Ga. App. 112 (289 SE2d 312) (1982). In this case, however, Georgia Farm did not obtain a certificate of immediate review of that order, but rather filed its application on the basis of the certificate of immediate review of the order denying Mark Schlies' motion for summary judgment. Contrary to Georgia Farm's contention, OCGA § 5-6-34 (d) does not permit Georgia Farm to file an application based on the certificate of immediate review of another order. OCGA § 5-6-34 (d) permits the appellate court to review all judgments, rulings, or orders rendered in the case which is on appeal either directly under

subsection (a), pursuant to an order granting an interlocutory appeal under subsection (b), or involves review of a pretrial proceeding in a criminal capital offense case.

Therefore, since no final judgment has been rendered in this case and Georgia Farm did not obtain a certificate of immediate review from the trial court authorizing it to appeal the order denying its motion for summary judgment, the Court lacks jurisdiction and the application is ordered DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT - 3 1990

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Clerk.

William L. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 02 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0050
S. KENDALL ADDINGTON V. LUKE J. DUKE

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

94006

I950865F

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT - 2 1996

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William L. Martini

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 08 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0051

CHARLES R. ARMSTRONG V. THE STATE

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

91006

95T5591

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT - 8 1996*

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 03 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0052

CAROL B. RICHARDSON ET AL V. WINBURN, LEWIS, & BARROW, P.C.

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

96006

M88CV2319

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT - 3 1996

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William R. Martin Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 16 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0053

DONALD FIELDHOUSE ET AL V. VINCENT T. GRESHAM

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

97006

94CV550

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT 16 1996

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William R. Martin

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 16 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0054
DEAN HELMECI V. THE STATE

Upon consideration of the Application for a Interlocutory Appeal, it is ordered that it be hereby DENIED.

90006

96CR0141

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 16

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William R. Martin

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 02 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0055

ST. PAUL MERCURY INSURANCE COMPANY V. CONA BRITT MEEKS ET AL

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

99006

92V157

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT - 2 1996

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hereto affixed the day and year last above written.*

Clerk.

William L. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 10 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0056

ELISEO CORTEZ ET AL V. RICHARD E. COOPER ET AL

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

98006

E38349

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 10 1996

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the minutes of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court
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William L. Martine

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 15 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0057
MARION H. BARNETT, JR. ET AL V. MARY ANNE QUINN, GUARDIAN OF
GRANT B. QUINN

Upon consideration of the Application for a Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of SUPERIOR COURT is directed to include a copy of this order in the record transmitted to the Court of Appeals.

94007

96CV16628

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 15 1996

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the minutes of the Court of Appeals of Georgia.*

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 23 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0058

APRIL DAWN LANIER A/K/A/ APRIL MORRIS, APRIL DAWN SMITH V.

JOE LEON LANIER

Upon consideration of the Application for a Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of SUPERIOR COURT is directed to include a copy of this order in the record transmitted to the Court of Appeals.

91007

E50768

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT 23 1996

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William L. Martin

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 16 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0059
JESSIE B. BELCHER V. THE STATE

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

97007

96CR335X

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 16 1996

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 03 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0060
MARK HARRIS ET AL V. JOHN W. ALLEN, SR. ET AL

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

96007

94CV3601

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT -3 1996

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the minutes of the Court of Appeals of Georgia.*

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hereto affixed the day and year last above written.*

Clerk.

William R. Martin

Court of Appeals of the State of Georgia

ATLANTA, October 7, 1996

The Honorable Court of Appeals met pursuant to adjournment.

The following order was passed:

A97I0061. STEPHENS v. ADKINS.

This application for interlocutory appeal seeks review of the grant of partial summary judgment for the plaintiff in a wrongful death/declaratory judgment action brought by Barbara Stephens Adkins against her brother, Larry Stephens, who killed their father. The trial court granted summary judgment for Adkins on her claim that OCGA § 53-4-6 barred Stephens from inheriting any of their father's estate, but the action remains pending on other claims.

Under OCGA § 9-11-56 (h), the grant of partial summary judgment is subject to direct appeal. Inasmuch as the interlocutory appeal procedures are applicable only to those judgments that are not otherwise subject to direct appeal, the instant interlocutory application must be dismissed. Artis v. Gaither, 199 Ga. App. 114 (404 SE2d 322) (1991).

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT -7 1996

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 16 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0062
DONALD EDWARD WORLEY, II V. THE STATE

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

99007

95CR000373M

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 16 1996

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 28 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0063
APAC - GEORGIA, INC. V. AMY D. BUFFKIN

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

98007

94VS90915

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT 28 1996

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the minutes of the Court of Appeals of Georgia.*

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Clerk.

William L. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 29 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0064
SOUTHERN MILLS, INC. ET AL V. TILLMAN CAUDY WELLS

Upon consideration of the Application for a Interlocutory Appeal, it is ordered that it be hereby DENIED.

92008

SC96CV176

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT 29 1996

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William L. Martin

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 23 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0065
ROBERT W. STETSON V. LESSYE THORNTON

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

93008

96SC0108

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **OCT 23 1996**

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hereto affixed the day and year last above written.*

William R. Martine

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 18 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0066
PROFESSIONAL PARK CONDOMINIUM ASSOCIATION, INC. ET AL V. AUDIE
THORNTON ET AL

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

94008

95V21

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **OCT 18 1996**

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the minutes of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court
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William L. Martin

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 28 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0072
JOHN BOURBONNAIS V. JAMES NICHOLS ET AL

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

98008

E44305

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta*

OCT 28 1996

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the minutes of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court
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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 23 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0071
CLINT E. PALERMO V. THE STATE

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

99008

95B27354

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT 23 1996

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Clerk.

William L. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 28 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0073
JOHN BOURBONNAIS V. BRIAN TAM ET AL

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

98009

E44306

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 28 1996

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William R. Marti

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, October 30, 1996

The Honorable Court of Appeals met pursuant to adjournment.

The following order was passed:

A97I0074. UNITED BAPTIST CHURCH, INC. v. KENNETH R. HOLMES.

Upon consideration of defendant-applicant United Baptist Church, Inc.'s "WITHDRAWAL OF APPLICATION FOR LEAVE TO APPEAL INTERLOCUTORY ORDER," denying defendant's motion to dismiss the complaint but denying plaintiff Kenneth R. Holmes' motion to add United Baptist Church, Inc. as a party defendant, it is hereby ORDERED that the withdrawal be permitted.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT 30 1996

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the minutes of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court
hereto affixed the day and year last above written.*

William R. Martin

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, October 23, 1996

The Honorable Court of Appeals met pursuant to adjournment.

The following order was passed:

A9710075. TOOMBS v. SHELLING.

Defendant Hillman H. Toombs seeks an interlocutory appeal from the order of the superior court granting partial summary judgment in favor of plaintiff James Shelling on the issue of liability. However, the judgment complained of is directly appealable pursuant to OCGA § 9-11-56 (h), and the interlocutory appeal procedure is applicable only to those judgments not otherwise subject to direct appeal. OCGA § 5-6-34 (b). Accordingly, since the applicant has failed to follow the proper procedure for securing review of a directly appealable judgment, this application for interlocutory appeal is hereby dismissed.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **OCT 23 1996**

*I certify that the above is a true extract from
the minutes of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court
hereto affixed the day and year last above written.*

William R. Martie

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 28 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0076

GARTH D. ALLEN V. THE STATE

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

94009

96CR02775,76

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 28 1996

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the minutes of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court
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Clerk.

William L. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 29 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0077
WEST AMERICAN INSURANCE COMPANY V. CITY OF EAST POINT

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

91009

95VS109198

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT 29 1996

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William L. Martin

Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 30 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0078
CHAMBERS R&B LANDFILL, INC. V. GEORGIA POWER COMPANY

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

97009

94CV251M

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT 30 1996

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hereto affixed the day and year last above written.*

Clerk.

William L. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 23 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0081
MONTGOMERY KONE, INC. V. DAVID LITTLE D/B/A ATLANTA WEST HOTEL

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

99009

95VS0104791

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **OCT 23 1996**

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, NOVEMBER 01 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0082

JAMES B. BALLARD ET AL V. SPARTAN, INC. F/K/A DAY PLANT SERVICES INC.

ET AL

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

92010

E49642

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

NOV - 1 1996

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the minutes of the Court of Appeals of Georgia.*

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Clerk.

William R. Martinez

**Court of Appeals
of the State of Georgia**

ATLANTA, NOVEMBER 05 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0083
ABRAHAM CABRERA ET AL V. THE STATE

Upon consideration of the Application for a Interlocutory Appeal, it is ordered that it be hereby DENIED.

93010

96CR0320

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

NOV --5 1996

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 28 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0084
METROPOLITAN PROPERTY AND CASUALTY INSURANCE COMPANY V. NORMAN
KILE ZELLER

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

94010

94A36473

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 29 1996

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Clerk.

William L. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 29 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0085
JAY MICHAEL BROWN V. THE STATE

Upon consideration of the Application for a Interlocutory Appeal, it is ordered that it be hereby DENIED.

91010

96D35001

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT 29 1996

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Clerk.

William R. Martin

**Court of Appeals
of the State of Georgia**

ATLANTA, OCTOBER 23 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0086
SILVANA DENISE REVIS V. JOSIAH G. WANDU ET AL

Upon consideration of the Application for a Interlocutory
Appeal, it is ordered that it be hereby DENIED.

97010

95VS97021B

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

OCT 23 1996

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William R. Martin Clerk.

**Court of Appeals
of the State of Georgia**

ATLANTA, NOVEMBER 01 , 1996

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

APPLICATION NO. A97I0088

WALTER PAUL, INC. D/B/A McDONOUGH CHEVRON ET AL V. JENNIFER WALKER

Upon consideration of the Application for a Interlocutory Appeal, it is ordered that it be hereby DENIED.

90010

95CV1086

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta NOV - 1 1996

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Clerk.

William L. Martin