

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

ATLANTA, AUGUST 30, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0001
BRIGGS-ALLEN & ASSOCIATES, INC. D/B/A BRIGGS ALLEN REAL ESTATE V. RETA
IL PLANNING CORP.

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

94001

00C19752

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta AUG 30 2000

*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.*

Clerk.

Will L. Martini, III

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

ATLANTA, SEPTEMBER 08, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0002
WAL-MART STORES, INC. V. SANDRA MATHIS

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

95001

00SV00055

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta SEP - 8 2000*

*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.*

Will L. Martin, III Clerk.

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

ATLANTA, SEPTEMBER 14, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110003
PIZZA K., INC. V. DAVID SANTAGATA

Upon consideration of the Application for 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.

96001

98A502033

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta SEP 14 2000*

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, SEPTEMBER 26, 2000

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

Case No. A01I0004

RONALD ELLIS, ET AL V. LEVEL 3 COMMUNICATIONS, LLC

Upon consideration of the motion for reconsideration filed in this case, it is ordered that it be hereby denied.

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*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta SEP 26 2000*

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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.

Will L. Martin, III

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

ATLANTA, SEPTEMBER 06, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0004
RONALD ELLIS, ET AL V. LEVEL 3 COMMUNICATIONS, LLC

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

90001

00271

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*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta SEP -6 2000*

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Clerk.

Will L. Martin, III

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

ATLANTA,

SEPTEMBER 21, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0005

ALVIN HEATH, D/B/A HEATH FARMS V. GEORGIA SWEETS BRAND, INC., ET AL

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

98001

98CI0216F

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 21 2000

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the minutes of the Court of Appeals of Georgia.*

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Clerk.

Will. L. Martin, III

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

ATLANTA,

SEPTEMBER 21, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0006

JOBY PROPERTIES, INC., ET AL V. JIM D. STRINGER, ET AL

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

99001

96VS0120060

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 21 2000

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Clerk.

Will L. Martin, III

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

ATLANTA,

SEPTEMBER 08, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0007

JASON HAYNES V. THE STATE

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

97001

00CR2621

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP - 8 2000

*I certify that the above is a true extract from
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Clerk.

William L. Martin, III

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

ATLANTA, SEPTEMBER 25, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0008
ARBOR STATION HOMEOWNER'S SERVICES, INC. V. CATHERINE M. DORMAN

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

93001

99CV01554

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta SEP 25 2000*

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the minutes of the Court of Appeals of Georgia.*

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Clerk.

Will. L. Martin, III

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

ATLANTA, SEPTEMBER 26, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0009
WOLF CREEK GOLF CLUB, INC. V. WILLIAM RAYMOND BOWERS

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

92001

96SV156

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 26 2000

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Clerk.

William L. Martin, III

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

ATLANTA,

SEPTEMBER 15, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0010

GILBERT LAREZ V. THE STATE

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

71001

2000CR00087D

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 15 2000

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the minutes of the Court of Appeals of Georgia.*

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Clerk.

Will. L. Martin, III

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

ATLANTA, SEPTEMBER 27, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0011
WESTERN HERITAGE INSURANCE COMPANY V. NEWCASTLE AUTO SALES, INC.

Upon consideration of the Application for 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.

91001
CV990309

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta SEP 27 2000

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William L. Martin, III Clerk.

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

ATLANTA, SEPTEMBER 29, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0012
MARILYN PATRICK WARE, ET AL V. HENRY COUNTY WATER AND SEWERAGE
AUTHORITY

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

70001

99V101

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta SEP 29 2000*

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Clerk.

William L. Martin, III

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

ATLANTA, OCTOBER 06, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0013

VISITING NURSE HEALTH SYSTEM, INC. V. JAMES E. LOOPER, ET AL

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

94002

98VS0139384A

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT -6 2000*

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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.*

Will L. Marti,  Clerk.

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

ATLANTA, SEPTEMBER 29, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0014
SAMUEL THAYER, ET AL V. MICHAEL DAVID BRIDGES, D/B/A DISTINCTIVE
PROPERTIES, ET AL

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

95002

00CV0050

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta SEP 29 2000

*I certify that the above is a true extract from
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Clerk.

Will L. Martin, III

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

ATLANTA, OCTOBER 03, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0015

THE CINCINNATI INSURANCE COMPANY V. CATHY LOUDENBARGER, ET AL

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

96002

99CV129

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT - 3 2000*

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hereto affixed the day and year last above written.*

Clerk.

William L. Martin, III

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

ATLANTA, OCTOBER 04, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0016

BURTON G. BELL, ET AL V. DEBORAH BARR, ET AL

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

90002

99V248

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT - 4 2000

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Clerk.

William L. Martin, III

Court of Appeals of the State of Georgia

ATLANTA, SEP 21 2000

The Court of Appeals hereby passes the following order:

**A01I0017. GEORGIA LONG v. DUBLIN COMMUNITY HOSPITAL, INC. D/B/A
FAIRVIEW PARK HOSPITAL, ET AL.**

Georgia Long filed an application for interlocutory review of the order granting Dublin Community Hospital, Inc.'s motion to set aside a default judgment. Under OCGA § 5-6-34 (b), an application for interlocutory appeal must be filed with the clerk of this Court within 10 days after the certificate of immediate review is granted. In this case, the trial court granted the certificate of immediate review on August 24, 2000. Long filed her application more than 10 days later, on September 12, 2000. Therefore, Long's application is untimely, the Court lacks jurisdiction and the application is DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 21 2000

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the minutes of the Court of Appeals of Georgia.*

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Will L. Martin, Clerk

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

ATLANTA, OCTOBER 05, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0018
JOHN C. DUNAGAN V. BONNIE NORTHEN

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

99002

2000CV18365

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT -5 2000

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the minutes of the Court of Appeals of Georgia.*

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Will L. Martin,  Clerk.

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

ATLANTA,

SEPTEMBER 22, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0019

KIMBERLY ROCKEFELLER V. KAISER FOUNDATION HEALTH PLAN OF GEORGIA,
ET AL

Upon consideration of the Application for 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.

97002

99VS015190JD

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 22 2000

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, OCTOBER 06, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0020
SAM SLOAN HARBEN, III V. EMILY B. HARBEN

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

93002

00CV1150B

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT -6 2000*

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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.

Will L. Martin, III

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

ATLANTA, OCTOBER 06, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0021

JOHN W. BOWEN, JR., ET AL V. LUCILLE SHIPMAN, ET AL

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

92002

2000CV38

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT -6 2000*

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hereto affixed the day and year last above written.*

Clerk.

Will L. Martin, III

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

ATLANTA, SEPTEMBER 27, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0022
JOHN JOSEPH DRENSKI V. THE STATE

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

71002

9990327034

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta SEP 27 2000*

*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.*

Clerk.

Will. L. Martin, III

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

ATLANTA, OCTOBER 16, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0023

JULIO A. HERNANDEZ V. FEDERAL FINANCIAL CO.

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

91002

1999CV04265

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT 16 2000*

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, OCTOBER 05, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0024

CHARLES H. DOWDY V. THOMAS P. COFFEE, ET AL

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

70002

99V64578L

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT - 5 2000*

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Clerk.

Will L. Martin, III

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

ATLANTA, OCTOBER 13, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0025
I.C.O.N., INC., ET AL V. NAJCO, INC.

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

94003

98VS0144846A

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT 13 2000*

*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.*

Will L. Mart,  Clerk.

Court of Appeals of the State of Georgia

ATLANTA, OCT 17 2000

The Court of Appeals hereby passes the following order:

A01I0026, A01I0028. ROYAL v. FERRELLGAS, INC. et al., and vice versa.

Plaintiff Clara Royal seeks immediate review of an order granting, in part, a motion for summary judgment filed by the defendants collectively known as Ferrellgas, and also granting the separate motion for summary judgment filed by Phillips Electric, Inc. Royal has also filed a notice of appeal from the same order. Because the order referenced is subject to direct appeal, Royal's application for interlocutory appeal is improper and is otherwise superfluous. See Artis v. Gaither, 199 Ga. App. 114 (404 SE2d 322) (1991). Accordingly, Application No. A01I0026 is hereby DISMISSED.

The Ferrellgas defendants seek immediate review of the partial denial of its motion for summary judgment. Consideration of this application is rendered unnecessary by the applicants' filing of a cross appeal from the appeal filed by Royal. Accordingly, Application No. A01I0028 is hereby DISMISSED as superfluous.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 17 2000

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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.*

Will L. Mad^{Clerk}, m

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

ATLANTA, OCTOBER 12, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0027

GEORGIA FARM BUREAU MUTUAL INSURANCE COMPANY V. JACQUELINE M. THOMPSON

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

96003

99CV675

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 12 2000

*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.

W. L. Martin, III

Court of Appeals of the State of Georgia

ATLANTA, OCT 17 2000

The Court of Appeals hereby passes the following order:

A01I0026, A01I0028. ROYAL v. FERRELLGAS, INC. et al.; and vice versa.

Plaintiff Clara Royal seeks immediate review of an order granting, in part, a motion for summary judgment filed by the defendants collectively known as Ferrellgas, and also granting the separate motion for summary judgment filed by Phillips Electric, Inc. Royal has also filed a notice of appeal from the same order. Because the order referenced is subject to direct appeal, Royal's application for interlocutory appeal is improper and is otherwise superfluous. See Artis v. Gaither, 199 Ga. App. 114 (404 SE2d 322) (1991). Accordingly, Application No. A01I0026 is hereby DISMISSED.

The Ferrellgas defendants seek immediate review of the partial denial of its motion for summary judgment. Consideration of this application is rendered unnecessary by the applicants' filing of a cross appeal from the appeal filed by Royal. Accordingly, Application No. A01I0028 is hereby DISMISSED as superfluous.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 17 2000

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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 L. M... Clerk, m

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

ATLANTA, OCTOBER 12, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0029
DENNIS ROGERS V. THE STATE

Upon consideration of the Application for 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.

90003

1B00CR209

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 12 2000

*I certify that the above is a true extract from
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hereto affixed the day and year last above written.*

William L. Martin, III Clerk.

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

ATLANTA, OCTOBER 12, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0030

GEORGIA FARM BUREAU MUTUAL INSURANCE COMPANY V. DENISE LEA ELSTON

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

98003

99CV515

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 12 2000

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Clerk.

William L. Martin, III

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

ATLANTA, OCTOBER 25, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0031
FERONDA STODGHILL V. CHRISTOPHER PADGETT

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

99003

00SV00181

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT 25 2000

*I certify that the above is a true extract from
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Will. L. Martin, III Clerk.

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

ATLANTA, OCTOBER 25, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110032
BOARD OF NATURAL RESOURCES, STATE OF GEORGIA, ET AL V. MONROE COUNTY,
GEORGIA, ET AL

Upon consideration of the Application for 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.

97003

99CV573

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 25 2000

*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.*

Will L. Martin, ^{Clerk.}

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

ATLANTA, OCTOBER 24, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0033

PAUL MOTOR COMPANY D/B/A CONYERS MAZDA V, RALEIGH PITTS, ET AL

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

93003

98VS143618J

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT 24 2000*

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, OCTOBER 19, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0034
ANTONIO GREEN, ET AL V. STATE OF GEORGIA

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

92003

20000490I

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT 19 2000*

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, OCTOBER 20, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0035
BRENTWOOD HOMES, INC. V. REBECCA ASHCRAFT

Upon consideration of the Application for 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.

71003

99A43773

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 20 2000

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, OCTOBER 30, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0036
GRANITE CAPITAL PUBLISHING INC., D/B/A THE ELBERT COUNTY EXAMINER,
ET AL V. JACK R. HAYNIE, ET AL

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

91003

00EV00092JEL

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT 30 2000*

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, OCTOBER 27, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0037
RANDALL BRENT RUDDER V. THE STATE

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

92006

00B16844

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT 27 2000*

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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, III

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

ATLANTA, OCTOBER 20, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0038

CENTENNIAL INSURANCE COMPANY V. RUDY E. RUARK, ET AL

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

94004

991382534

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT 20 2000

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, OCTOBER 19, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0039

WILLIAM A. MCLAUGHLIN, M.D., ET AL V. APRIL WIGGINS, ET AL

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

96004

S00V050

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 19 2000

*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.*

Clerk.

Will. L. Martin, III

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

ATLANTA, OCTOBER 24, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0040
CGU LIFE INSURANCE CO., ET AL V. SINGER ASSET FINANCE CO., LLC,
ET AL

Upon consideration of the Application for 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.

90004
00CV21

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT 24 2000

*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.*

Wilk. L. Martin, III
Clerk.

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

ATLANTA, OCTOBER 24, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0041
CGU LIFE INSURANCE CO., ET AL V. SINGER ASSET FINANCE CO., LLC,
ET AL

Upon consideration of the Application for 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.

90005
00CV20

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT 24 2000

*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, III
Clerk.

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

ATLANTA, OCTOBER 12, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0042

HENRY WEST, ET AL V. MEN'S FOCUS HEALTH CENTERS OF GEORGIA, INC.,
ET AL

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

98004

00VS001880G

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 12 2000

*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.*

A. J. L. Martin, III Clerk.

Court of Appeals of the State of Georgia

ATLANTA, OCT 17 2000

The Court of Appeals hereby passes the following order:

A01I0043. M. W. CARMICHAEL, INC., et al. v. RIVERS.

The applicants seek an interlocutory appeal from an order entered September 15, 2000, denying their motion for summary judgment. A certificate of immediate review was signed by the trial judge on September 22 and filed with the clerk on September 26, 2000. To be effective, however, a certificate of immediate review must be signed and filed within ten days of the entry of the order to which the certificate refers. Turner v. Harper, 231 Ga. 175, 176 (200 SE2d 748) (1973). Because the order complained of was not timely certified for immediate review, the applicants' submission is hereby DISMISSED for lack of jurisdiction.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 17 2000

*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.*

Will. L. Martin, III
Clerk

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

ATLANTA, OCTOBER 19, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0044

CAROLYN ROSE VAUGHN, ET AL V. STATE FARM MUTUAL AUTOMOBILE INSURANCE
COMPANY

Upon consideration of the Application for 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.

97004

98C110160

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 19 2000

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, OCTOBER 19, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0045

STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY V. CAROLYN ROSE
VAUGHN, ET AL

Upon consideration of the Application for 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.

97005

98C110160

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 19 2000

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, OCTOBER 31, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0046

LAKE WILDWOOD NEIGHBORHOOD ASSOCIATION V. SOUTHERN PINE PLANTATIONS,
INC., ET AL

Upon consideration of the Application for 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.

93004

97CV16666

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 31 2000

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, OCTOBER 31, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0047

ALLSTATE INSURANCE COMPANY V. RICKY WALKER, ET AL

Upon consideration of the Application for 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.

92004

99V527

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 31 2000

*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.*

Will. L. Martin, III
Clerk.

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

ATLANTA, NOVEMBER 01, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0048

ERNEST WRIGHT, ET AL V. HEIRS OF H.J. WRIGHT, JR., DECEASED, ET AL

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

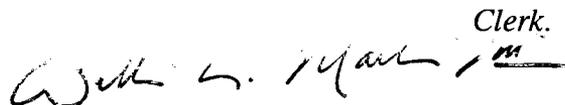
71004

M99CV0688

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV - 1 2000*

*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 H. Marshall Clerk.


Court of Appeals of the State of Georgia

ATLANTA,

OCT 31 2000

The Court of Appeals hereby passes the following order:

A01I0049. THE STATE v. GIDDENS, et al.

The district attorney pro tempore's motion to dismiss the above styled application is hereby DENIED. Having considered the applicants' petition for an interlocutory appeal, it is ordered that the application be DENIED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 31 2000

*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.*

Will L. Martin ^{Clerk}

CLERK'S OFFICE
SUPREME COURT of GEORGIA

244 Washington Street, Room 572

Atlanta, Georgia 30334

Business Hours: Monday - Friday, 8:30 a.m. to 4:30 p.m.

Sherie M. Welch, Clerk

(404) 656-3470

Docketing Date: November 17, 2000

To the Clerk of the Court of Appeals of Georgia:

You are hereby notified that there has been filed in this office on this day a petition to the Supreme Court for a writ of certiorari to the Court of Appeals in the case of **S01C0361**

THE STATE v. ANTHONY GIDDENS et al.

Clerk, Supreme Court of Georgia

Case No. A0110049

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office NOV 21 2000

Clerk, Court of Appeals of Georgia

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

ATLANTA, OCTOBER 20, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0050

NORTHLAKE FOODS, INC. D/B/A WAFFLE HOUSE RESTAURANT #34 V. ROGER L.
BEAHM, JR., ET AL

Upon consideration of the Application for 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.

70004

98VS140651A

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta OCT 20 2000

*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.*

W. L. Martin, III
Clerk.

Court of Appeals of the State of Georgia

ATLANTA, NOV -9 2000

The Court of Appeals hereby passes the following order:

A01I0051. JOHN K. CARRUTHERS v. THE STATE.

John K. Carruthers filed an application for interlocutory appeal to this Court, allegedly from an order dismissing his motion for speedy trial and/or discharge and acquittal. Carruthers, however, has failed to include a copy of the order appealed from with his application. This Court ordered Carruthers on October 10, 2000, to supplement his application with a stamped "filed" copy of the order appealed from within ten days and instructed that if he did not cause such copy to be filed within the time allowed, the application would be dismissed. The time allowed to supplement the application has passed, and Carruthers has failed to file a copy of the order in this appeal. Accordingly, this application is hereby DISMISSED.

Carruthers has also filed a "Petition for Writ of Certiorari" to this Court in this case. The document is, in fact, a motion for this Court to obtain certain documents from the lower court. The request is rendered moot, since the application has been dismissed. The motion is accordingly hereby DENIED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta NOV -9 2000

*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.*

Will. L. Martin, Clerk

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

ATLANTA, NOVEMBER 01, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0052
SALVAGE DISPOSAL COMPANY, D/B/A SADISCO OF ATLANTA, INC. V. WILLIE
DAVID WOODCOX, ET AL

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

95005

99CV03758B

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV - 1 2000*

*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.*

Will. L. Mart,  Clerk.

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

ATLANTA, NOVEMBER 09, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0053

MCDONALD'S RESTAURANTS OF GEORIGIA, INC. V. ANN GUYTON

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

96005

00CV207ST

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV -9 2000

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, NOVEMBER 13, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0054

HCP III WOODSTOCK, INC. D/B/A MEADOWBROOK MANOR OF WOODSTOCK, ET AL
V. HEALTHCARE SERVICES GROUP, INC., ET AL

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

98005

96VS0113781

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta NOV 13 2000

*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, III Clerk.

CLERK'S OFFICE
SUPREME COURT of GEORGIA

244 Washington Street, Room 572

Atlanta, Georgia 30334

(404) 656-3470

Sherie M. Welch, Clerk

Business Hours: Monday - Friday, 8:30 a.m. to 4:30 p.m.

Docketing Date: November 27, 2000

To the Clerk of the Court of Appeals of Georgia:

You are hereby notified that there has been filed in this office on this day a petition to the Supreme Court for a writ of certiorari to the Court of Appeals in the case of **S01C0385**

HCP III WOODSTOCK, INC., d/b/a MEADOWBROOK MANOR OF WOODSTOCK et al.
v. HEALTHCARE SERVICES GROUP, INC., et al.

Clerk, Supreme Court of Georgia

Case No. A0110054

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office NOV 28 2000

Clerk, Court of Appeals of Georgia

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

ATLANTA, OCTOBER 30, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0055

GEORGE MICHAEL KICKLIGHTER V. MARTHA JANE KICKLIGHTER

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

99005

00V219

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta OCT 30 2000

*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.*

Clerk.

William L. ...

CLERK'S OFFICE
SUPREME COURT of GEORGIA

244 Washington Street, Room 572

Atlanta, Georgia 30334

Business Hours: Monday - Friday, 8:30 a.m. to 4:30 p.m.

Sherie M. Welch, Clerk

(404) 656-3470

Docketing Date: November 17, 2000

To the Clerk of the Court of Appeals of Georgia:

You are hereby notified that there has been filed in this office on this day a petition to the Supreme Court for a writ of certiorari to the Court of Appeals in the case of **S01C0362**

GEORGE MICHAEL KICKLIGHTER v. MARTHA JANE KICKLIGHTER

Clerk, Supreme Court of Georgia

Case No. **A01I0055**

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office

NOV 22 2000

Clerk, Court of Appeals of Georgia

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

ATLANTA, NOVEMBER 06, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0056
RALPH BRIDGES V. DEBORAH GRIMES, ET AL

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

93005

00MV101H

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV -6 2000*

*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.*

Will L. Martin,  Clerk.

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

ATLANTA, NOVEMBER 09, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110057

POWDER SPRINGS PETROLEUM, LP V. OPAL HILLEY

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

92005

99A72333

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV -9 2000*

*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, III
Clerk.

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

ATLANTA, NOVEMBER 07, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0058
MERCY AMBULANCE SERVICE, INC. V. ERIKA LUMSDEN

Upon consideration of the Application for 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.

71005

CV980054BR

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV -7 2000

*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.*

Will L. Martin, ^{Clerk.}

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

ATLANTA, NOVEMBER 16, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0059
ADRIENNE LINDA KAHN V. THE STATE

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

91005

99D62844

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV 16 2000*

*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, III Clerk.

Court of Appeals of the State of Georgia

ATLANTA, NOV - 1 2000

The Court of Appeals hereby passes the following order:

A01I0060. Begner v. State Ethics Commission

Alan Begner filed this application for interlocutory appeal seeking review of the trial court's order finding him in contempt. However, an order finding one in contempt of court is subject to direct appeal. OCGA § 5-6-34 (a) (2); In re Booker, 186 Ga. App. 614 (367 SE2d 850) (1988). Thus, this application must be DISMISSED for lack of jurisdiction. See Artis v. Gaither, 199 Ga. App. 114 (404 SE2d 322) (1991).

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta NOV - 1 2000

*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.*

Gill L. Mart, ^{Clerk}

Court of Appeals of the State of Georgia

ATLANTA, NOV -9 2000

The Court of Appeals hereby passes the following order:

A01I0061. PATTEN v. THE STATE.

Matthew Patten filed this application for interlocutory appeal from the trial court's denial of his motion to dismiss or acquit pursuant to his demand for trial under OCGA § 17-7-170. The denial of such a motion, however, has been held to be directly appealable under OCGA § 5-6-34 (a). Hubbard v. State, 254 Ga. 694, 695 (333 SE2d 827) (1985). Patten has therefore pursued the wrong avenue of appeal. See generally Artis v. Gaither, 199 Ga. App. 114 (404 SE2d 322) (1991).

Although there is no basis for granting an interlocutory appeal under these circumstances, we note that in the event Patten had applied to this court for a discretionary appeal rather than for an interlocutory appeal, his application would be granted as a matter of course as required under OCGA § 5-6-35 (j). We therefore deem it appropriate to disregard Patten's certificate of immediate review as superfluous and to treat his application as the equivalent of an application for discretionary appeal under OCGA § 5-6-35. Because Patten's application meets all of the procedural requirements for a timely filed application for discretionary appeal under OCGA § 5-6-35 and because the order appealed from is

directly appealable under OCGA § 5-6-34 (a), Patten's application is hereby granted pursuant to OCGA § 5-6-35 (j).¹

Patten shall have ten days from the date of this order to file his notice of appeal. The clerk of the superior court is directed to include a copy of this order in the record transmitted to this court.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

NOV -9 2000

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.

Clerk.



¹In the interest of clarity, we note that the procedure employed herein is available only in those cases where the order from which the appeal is sought is otherwise directly appealable under OCGA § 5-6-34 (a). Compare Artis v. Gaither, supra (dismissal of interlocutory appeal involving order directly appealable under OCGA § 9-11-56 (h) but not OCGA § 5-6-34 (a)). By its express terms, OCGA § 5-6-35 (j) applies only in those cases where the order complained of is "enumerated in subsection (a) of Code Section 5-6-34."

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

ATLANTA, NOVEMBER 08, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0062

FULTON COUNTY, ET AL V. FULTON COUNTY TAXPAYERS ASSOCIATION, INC., ET
AL

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

95006

1999CV17062

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV -8 2000*

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, NOVEMBER 21, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0063

SHERIFF DENNY HENDRIX V. JOHN KIEFFER, ET AL

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

96006

98CV0030

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV 21 2000*

*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, III Clerk.

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

ATLANTA, NOVEMBER 20, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0064

COTTON STATES MUTUAL INSURANCE COMPANY V. DANIEL LYLE PUCKETT, ET AL

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

90006

99SUCV110

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV 20 2000*

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, NOVEMBER 09, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110065

KARIM JAMAL, ET AL V. ARIF HUSSEIN, ET AL

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

98006

9537124

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV - 9 2000*

*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.*

Will L. Martin, Clerk.

Court of Appeals of the State of Georgia

ATLANTA, NOV 14 2000

The Court of Appeals hereby passes the following order:

A01I0066. Carruthers v. The State

Applicant John K Carruthers seeks interlocutory review of the trial court's dismissal of his speedy trial demand and his discharge and acquittal motion. On October 26, 2000, this Court issued an order requiring Carruthers to supplement his application, within 10 days of the date of the order, with a "filed" stamped copy of the order he seeks to appeal or his application would be dismissed. Carruthers has failed to file a copy of the order as required by this Court. Accordingly, this application is ordered DISMISSED.

Court of Appeals of the State of Georgia

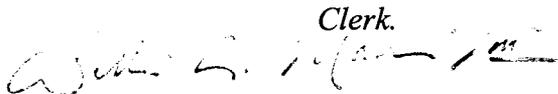
Clerk's Office, Atlanta

NOV 14 2000

*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.*

Clerk.



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

ATLANTA, NOVEMBER 27, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0067

TOMMY J. SMITH, ET AL V. D. DUSTON TAPLEY AND ASSOCIATES, P.C.

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

99006

99CV395

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta NOV 27 2000

*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.*

Clerk.

William L. Martin, III

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

ATLANTA,

NOVEMBER 27, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0068

RUSSELL TITTLE, ET AL V. PAUL CORSO, ET AL

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

97006

00C00834

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta NOV 27 2000

*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.*

Clerk.

William L. Mart, III

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

ATLANTA, NOVEMBER 20, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0069

JOHN F. BILTON, ET AL V. DOUGLAS G. BURGESS, II, ET AL

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

93006

991829540

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta NOV 20 2000

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, NOVEMBER 27, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110070
C & J FINANCIAL, LLC V. RYAN FAVORS

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

71006

99SV793

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV 27 2000*

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, NOVEMBER 29, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0071

HYO KIL YOON, ET AL V. JEE WOOK CHANG, ET AL

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

91006

97A362363

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV 29 2000*

*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.*

Clerk.

William L. Montague, III

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

ATLANTA, NOVEMBER 28, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0072

STEADFAST INSURANCE COMPANY V. CAGLE'S, INC., ET AL

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

70005

E53087

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta NOV 28 2000

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, NOVEMBER 22, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0073
INTEGRATED BENEFITS & COMPENSATION, L.L.C. V. BRUCE W. BALDWIN, ET AL

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

70006

98A031217

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV 22 2000*

*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.*

Clerk.

Will L. Martin, III

Court of Appeals of the State of Georgia

ATLANTA,

NOV 17 2000

The Court of Appeals hereby passes the following order:

A01I0074. GEORGIA REAL ESTATE COMMISSION v. MARSHALL LEWIS ENGLISH.

Applicant Georgia Real Estate Commission filed this interlocutory application seeking appellate review of a superior court order upon judicial review of an administrative decision. The Georgia Administrative Procedure Act does not authorize appellate court review of superior court decisions arising thereunder unless the reviewing superior court has rendered a "final judgment." OCGA § 50-13-20. Therefore, the interlocutory appeal procedure set forth in OCGA § 5-6-34 (b) does not apply to cases such as this arising under the Georgia Administrative Procedure Act. Howell v. Harden, 231 Ga. 594, 595 (203 SE2d 206) (1974); (State Health Planning Review Board v. Piedmont Hospital, Inc., 173 Ga. App. 450, 451 (326 SE2d 814) (1985)). Accordingly, this interlocutory application is hereby DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

NOV 17 2000

*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.*

Will L. Martin, III

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

ATLANTA, NOVEMBER 21, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0075

RAUL SERBIN V. THE STATE

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

96007

99CR1123

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV 21 2000*

*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. Marshall Clerk.

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

ATLANTA, NOVEMBER 28, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0076
EVELYN RATTERREE, ET AL V. JOSEPH POKALSKY

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

90007

99VS150810F

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta NOV 28 2000*

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, DECEMBER 04, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0077
TIMOTHY LANE PRUITT V. THE STATE

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

98007

2000S908

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

DEC - 4 2000

*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, III Clerk.

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

ATLANTA, NOVEMBER 28, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0078
KATHRYN L. BLANKS, ET AL V. JOSEPH POKALSKY

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

90008

99VS150810F

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta NOV 28 2000

*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.*

Will. L. Mart, ^{Clerk.} 

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

ATLANTA, DECEMBER 05, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0079

SUSAN MOORE V. JUDY BOSTICK

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

99007

97SV153

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC -5 2000

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, DECEMBER 04, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0080

MERIT CHEMICAL COMPANY V. SAIA MOTOR FREIGHT LINES, INC.

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

97007

CV991793

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC 4 2000

*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.*

Clerk.

Will. Z. Mart...

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

ATLANTA, DECEMBER 11, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0081
KENNETH JOSEPH MILLER V. THE STATE

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

93007

00D34323

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta DEC 11 2000*

*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.*

Will L. Martin, III
Clerk.

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

ATLANTA, DECEMBER 07, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0082

LIFE INSURANCE COMPANY OF VIRGINIA, ET AL V. NORMAN E. JONES, ET AL

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

92007

41201

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC -7 2000

*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.*

Clerk.

Will. L. Mart, III

CLERK'S OFFICE
SUPREME COURT of GEORGIA

244 Washington Street, Room 572

Atlanta, Georgia 30334

Business Hours: Monday - Friday, 8:30 a.m. to 4:30 p.m.

Sherie M. Welch, Clerk

(404) 656-3470

Docketing Date: December 27, 2000

To the Clerk of the Court of Appeals of Georgia:

You are hereby notified that there has been filed in this office on this day a petition to the Supreme Court for a writ of certiorari to the Court of Appeals in the case of **S01C0527**

LIFE INSURANCE COMPANY OF VIRGINIA et al. v. NORMA E. JONES et al.

Clerk, Supreme Court of Georgia

Case No. A0I0082

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office DEC 29 2000

Clerk, Court of Appeals of Georgia

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

ATLANTA, DECEMBER 12, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0083
PAT WORKMAN, ET AL V. JYOTIN BHUTWALA, ET AL

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

71007

1999CV13664

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC 12 2000

*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. Mant ^{Clerk.} 

Court of Appeals of the State of Georgia

ATLANTA, DEC -5 2000

The Court of Appeals hereby passes the following order:

A01I0084. Johnson v. Stills

Gertrude Johnson filed an emergency application for discretionary review with the Georgia Supreme Court seeking review of several trial court decisions in an adoption proceeding. The Supreme Court transferred the case to this Court finding jurisdiction in adoption cases lies with this Court. This Court has docketed this case as an interlocutory application as the substance of the application is interlocutory. Since, the orders on appeal are not final, are not collateral, and do not come within the rare exception set forth in Waldrip v. Head, 272 Ga. 572 (1) (532 SE2d 380) (2000), a certificate of immediate review was required to confer jurisdiction upon this Court. OCGA § 5-6-34 (b). Johnson's failure to obtain a certificate of immediate review deprives this Court of jurisdiction to consider this application. Accordingly, this application is ordered DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC -5 2000

*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. [Signature]
Clerk

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

ATLANTA, DECEMBER 01, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0085

CINCINNATI INSURANCE COMPANY V. PAMELA O. NEWBY, ET AL

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

70007

00CV17727

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC 01 2000

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, DECEMBER 14, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0086

CARL MOORER V. THE STATE

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

94008

2000S1430

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC 14 2000

*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.*

Clerk.

Will L. Martin, III

CLERK'S OFFICE
SUPREME COURT of GEORGIA

244 Washington Street, Room 572

Atlanta, Georgia 30334

Business Hours: Monday - Friday, 8:30 a.m. to 4:30 p.m.

Sherie M. Welch, Clerk

(404) 656-3470

Docketing Date: December 20, 2000

To the Clerk of the Court of Appeals of Georgia:

You are hereby notified that there has been filed in this office on this day a petition to the Supreme Court for a writ of certiorari to the Court of Appeals in the case of **S01C0502**

CARL MOORER v. THE STATE

Clerk, Supreme Court of Georgia

Case No. A0110086

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office

Clerk, Court of Appeals of Georgia

SUPREME COURT OF GEORGIA

Remittitur, Case No. S01C0502

Atlanta. May 7, 2001

The Honorable Supreme Court met pursuant to adjournment.

The following order was passed:

CARL MOORER v. THE STATE

Upon consideration of the petition for certiorari filed to review the judgment of the Court of Appeals in this case, it is ordered that the writ be hereby denied.

All the Justices concur.

A01I0086 2000S143
Bill of Costs, \$80.00



SUPREME COURT OF THE STATE OF GEORGIA

Clerk's Office, Atlanta June 4, 2001

I hereby 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.

Nathaniel J. Middleton Clerk.

Lower Court Case No. A01I0086 2000S1430
Court of Appeals of Georgia

Filed in office
on:

Remittitur from the Supreme Court.
Clerk, Court of Appeals of Georgia.

JUN - 5 2001

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

ATLANTA, DECEMBER 11, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0087

GWINNETT PAXTON ASSOCIATES, LP V. GWINNETT COUNTY BOARD OF TAX
ASSESSORS

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

95008

99A095094

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC 11 2000

*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.*

Clerk.

William L. Martin, III

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

ATLANTA,

NOV 28 2000

The Court of Appeals hereby passes the following order:

**A01I0088. LANIER DEVELOPMENT ASSOCIATES, LLC v. MOUNTAINVIEW
DEVELOPMENT COMPANY, INC., et al**

Lanier Development Associates, LLC filed this application for interlocutory appeal from the trial court's October 17, 2000 order denying its motion for summary judgment. The trial court issued a timely certificate of immediate review on October 26, 2000. Mountainview Development Company, Inc. has filed a motion to dismiss the application on the basis that it is untimely.

The applicant filed its application for interlocutory review on November 17, 2000, twenty-two days after the certificate of immediate review was issued. OCGA § 5-6-34 (b) permits this Court to consider interlocutory appeals only where the application is made within ten days after the certificate of immediate review is entered. Because the applicant failed to file its application within this time frame, the application is untimely, and this Court is without jurisdiction to consider it. Graves v. Dean, 166 Ga. App. 186 (303 SE2d 751) (1983). Accordingly, Mountainview Development Company, Inc.'s motion to dismiss is GRANTED, and the application for interlocutory appeal is hereby DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

NOV 28 2000

*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.*

Will L. Mark, Jr.

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

ATLANTA, DECEMBER 06, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0089
NACOOCHEE CORPORATION V. KIMBERLY JEROME

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

98008

99A559175

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC - 6 2000

*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, III
Clerk.

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

ATLANTA, DECEMBER 14, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0090
DRYVIT SYSTEMS, INC. V. GEORGE A. STEIN

Upon consideration of the Application for 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.

99008

001431522

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta DEC 14 2000

*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.*

Will L. Martin, III Clerk.

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

ATLANTA, DECEMBER 22, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0091

SANDRA L. SWOPE V. STEWART TITLE GUARANTY COMPANY

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

97008

99A5482

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC 22 2000

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, DECEMBER 22, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0092

BRUCE W. BAGGARLY, JR., ET AL V. STEWART TITLE GUARANTY COMPANY

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

97009

99A5482

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

DEC 22 2000

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, DECEMBER 21, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0093

LEGACY HILLS RESIDENTIAL ASSOCIATION, INC. V. COLONIAL BANK

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

93008

2000CV25894

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

DEC 21 2000

*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. Mathis, Jr. Clerk.

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

ATLANTA, DECEMBER 14, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0095

GEORGE A. STEIN V. DRYVIT SYSTEMS, INC., ET AL

Upon consideration of the Application for 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.

99009

001431522

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC 14 2000

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, DECEMBER 15, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0096
DALLAS MICHAEL BOYD V. THE STATE

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

71008

99ST12211

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta DEC 15 2000

*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.*

Will L. Martin, ^{Clerk.}


Court of Appeals of the State of Georgia

ATLANTA, DEC -5 2000

The Court of Appeals hereby passes the following order:

A01I0097. WILLIE CHARLES MACK v. THE STATE.

Willie Charles Mack seeks interlocutory review of the superior court's denial of his double jeopardy plea in bar. A denial of a motion for a plea in bar on the basis of double jeopardy is directly appealable. Patterson v. State, 248 Ga. 875 (287 SE2d 7) (1982); Miller v. State, 204 Ga. App. 562, 563 (420 SE2d 12) (1992). Because the interlocutory appeal provisions have no application in cases subject to direct appeal, this petition for interlocutory review is hereby DISMISSED for lack of jurisdiction. Artis v. Gaither, 199 Ga. App. 114 (404 SE2d 322) (1991).

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC -5 2000

*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.*

Willie L. Mack, Jr.
Clerk

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

ATLANTA, JANUARY 02, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0098

INLAND PAPER BOARD & PACKAGING, INC., ET AL V. JONATHAN MASSEY, ET AL

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

70008

97CV107351

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JAN 02 2001

*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.*

Clerk.

William Z. Martin, III

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

ATLANTA, JANUARY 05, 2001

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

Case No. A01I0099

EDWARD J. HERRMAN V. RONNIE COHEN

Upon consideration of the motion for reconsideration filed
in this case, it is ordered that it be hereby denied.

94-009
00CV0048

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

JAN 05 2001

*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.*

Clerk.



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

ATLANTA, DECEMBER 18, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0100

CAROLYN R. BROWN V. THE STATE

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

95009

00R8927

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC 18 2000

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, DECEMBER 21, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0101

LONG PRODUCE, INC., ET AL V. BANK OF NEWNAN

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

96009

98CV1065

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC 21 2000

*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.*

Will L. Martin, III
Clerk.

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

ATLANTA, DECEMBER 21, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0102

LONG PRODUCE, INC., ET AL V. BANK OF NEWNAN

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

96010

98CV1074

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta DEC 21 2000

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, DECEMBER 21, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0103

LONG PRODUCE, INC., ET AL V. BANK OF NEWNAN

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

96011

98CV1285

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta DEC 21 2000*

*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.*

Will R. Martin, Clerk.

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

ATLANTA, DECEMBER 21, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0105
LONG PRODUCE, INC., ET AL V. BANK OF NEWMAN

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

96013

99CV0615

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta DEC 21 2000

*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.*

Will L. Martin ^{Clerk}

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

ATLANTA, JANUARY 02, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0106

THE BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF GEORGIA V. PAUL K.
WLAZLO

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

90009

SU98CV1338G

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JAN = 2 2001

*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.*

Clerk.



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

ATLANTA, JANUARY 05, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110107

VIRLENE MINNIS, ET AL V. J & V ENTERPRISES, INC.

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

98009

0001125

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JAN 05 2001

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.

Clerk.

W. Z. Math, III

Court of Appeals of the State of Georgia

ATLANTA,

DEC 21 2000

The Court of Appeals hereby passes the following order:

A01I0108. Simmons v. Pirkle

Ray D. Simmons filed this application for interlocutory appeal seeking review of the trial court's non-final order granting Jeff Pirkle's motion for summary judgment and denying Simmons' motion. The order Simmons seeks to have reviewed was entered by the trial court on October 24, 2000. A timely certificate of immediate review was obtained on October 26, 2000. Simmons filed his application for interlocutory appeal with the Georgia Supreme Court on November 20, 2000. However, an interlocutory appeal application must be filed within 10 days after the grant of a certificate of immediate review. OCGA § 5-6-34 (b). Simmons' application was not filed until twenty-five days after the grant of the certificate of immediate review. Therefore, Simmons' application was untimely and this Court lacks jurisdiction to consider this application. Accordingly, this application is ordered DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

DEC 21 2000

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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 L. [Signature] Clerk

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

ATLANTA, JANUARY 10, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110109

MARATHON CONSTRUCTION CO., INC. V. MOUNT NEBO BAPTIST LIFE CENTER,
INC., ET AL

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

92009

2000CV22114

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JAN 10 2001

*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, DECEMBER 18, 2000

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0100
CAROLYN R. BROWN V. THE STATE

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

95009

00R8927

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

DEC 18 2000

*I certify that the above is a true extract fromd
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 above written.*

Clerk.

William L. Martin, Jr.

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

ATLANTA, JANUARY 04, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0111

A.J. STONE, CRNA V. ALISON O. DUNN, ET AL

Upon consideration of the Application for 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.

71010

2000134

2000135

2000138

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JAN 04 2001

*I certify that the above is a true extract fromd
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.



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

ATLANTA, JANUARY 04, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0112

MEMORIAL HOSPITAL OF ADEL, INC. V. ALISON O. DUNN, ET AL

Upon consideration of the Application for 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.

71011

2000134

2000135

2000138

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta JAN -4 2001

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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.*

Will L. Martin, III Clerk.

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

ATLANTA, JANUARY 16, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0113

JOHN M. HYATT, ET AL V. LORAIN C. WAHNSCHAFF

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

91009

99A539275

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta JAN 16 2001*

*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, III
Clerk.

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

ATLANTA, JANUARY 17, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0114

AQUARIUS ENTERPRISES, INC., ET AL V. NELLIE LANKFORD

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

70009

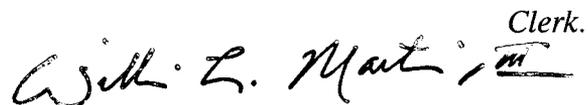
99A45583

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JAN 17 2001

*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.*

Will. L. Mart, ^{Clerk.} 

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

ATLANTA, JANUARY 17, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0115

GBI CONSTRUCTION COMPANY V. RUTH LILLIAN BOATWRIGHT, ET AL

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

94010

98VS146636

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JAN 17 2001

*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.*

Will L. Martin ^{Clerk.}

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

ATLANTA, JANUARY 12, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110116

JOSEPH SATURNA, ET AL V. BICKLEY CONSTRUCTION COMPANY

Upon consideration of the Application for 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.

95010

00CV10361

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JAN 12 2001

*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.*

Will L. Martin, III Clerk.

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

ATLANTA, JANUARY 10, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0117

RONALD DAVID SANDERS, SR., ET AL V. KRYSTLE LEE PRATT, ET AL

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

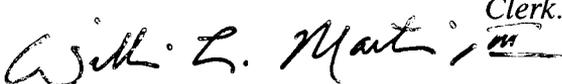
90010

00CV9202

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta JAN 10 2001

*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.*

Will L. Martin, ^{Clerk.} 

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

ATLANTA, JANUARY 12, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0118

JOHN W. LARAMORE, M.D. V. TERESA SWIGER

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

98010

98CV01210

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JAN 12 2001

*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.*

Clerk.

William L. Martin

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

ATLANTA, JANUARY 22, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110119

NEW HORIZONS COMMUNITY SERVICE BOARD, ET AL V. MILDRED PETERSON

Upon consideration of the Application for 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.

99010

98CV104

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta JAN 22 2001

*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.*

Will L. Martin, III Clerk.

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

ATLANTA, JANUARY 18, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0120
JEAN GURNEY V. MARY D. SALTERS, ET AL

Upon consideration of the Application for 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.

97010

00CV504

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta JAN 18 2001

*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, JANUARY 16, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110121

WASHINGTON ROAD DEVELOPERS, LLC V. MELBA WEEKS

Upon consideration of the Application for 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.

93010

2000RCCV195

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JAN 16 2001

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, JANUARY 26, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0122
GWINNETT MEDICAL CENTER V. DANA NELSON, ET AL

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

92010

98VS147395

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JAN 26 2001

*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, JANUARY 22, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110123

HERRIN BUSINESS PRODUCTS, INC. V. ROBERT R. ERGLE, ET AL

Upon consideration of the Application for 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.

91010

I99053G

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JAN 22 2001

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, JANUARY 19, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110124

PEARL FOLSOM, ET AL V. MCCLELLAN ENTERPRISES, INC. D/B/A MCCLELLAN
TRUCK LINES

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

70010

2000CV172

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta JAN 19 2001

*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
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William L. Martin, III
Clerk.

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

ATLANTA, JANUARY 26, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0125

JON L. SIEGEL, M.D. V. DANA NELSON, ET AL

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

92011

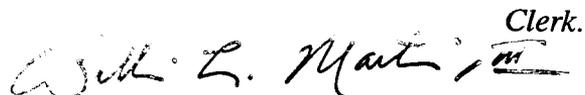
98VS0147395C

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JAN 26 2001

*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.*

Will L. Martin ^{Clerk.} 

Court of Appeals of the State of Georgia

ATLANTA, JAN 17 2001

The Court of Appeals hereby passes the following order:

A01I0126. Hogencamp v. Griggs

William H. Hogencamp filed this interlocutory application seeking review of the trial court's denial of his motion for summary judgment. The order denying summary judgment was entered by the trial court on December 1, 2000. Hogencamp obtained a certificate of immediate review which was entered on December 14, 2000. This application was filed in this Court on December 28, 2000. A certificate of immediate review must be obtained within ten days of entry of the order sought to be appealed, and an application must be filed within ten days after entry of a timely certificate of immediate review. OCGA § 5-6-34 (b). In this case, the certificate of immediate review was not filed until 14 days after entry of the order sought to be appealed and this application was not filed until 14 days after entry of the certificate of immediate review. Thus, both the certificate of immediate review and this application are untimely and this Court lacks jurisdiction to consider this application. Accordingly, this application is ordered DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JAN 17 2001

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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 L. Martin, III
Clerk

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

ATLANTA, JANUARY 18, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0127
HELEN SLYWKA V. MARY D. SALTERS, ET AL

Upon consideration of the Application for 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.

97011

00CV504

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JAN 18 2001

*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
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Will L. Martin Clerk.


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

ATLANTA, JANUARY 24, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0128

GEORGIA FARM BUREAU CASUALTY INSURANCE COMPANY V. JAMES M. SUTTON

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

95011

99CV066

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta JAN 24 2001*

*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, III Clerk.

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

ATLANTA, JANUARY 18, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0129
SELF-REALIZATION FELLOWSHIP CHURCH ET AL V. JOHN F. PERRY EXECUTOR
OF THE ESTATE OF RICHARD C. PERRY ET AL

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

90011

2000CV29008

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta JAN 18 2001*

*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.*

Will L. Martin, ⁱⁿ Clerk.

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

ATLANTA, JANUARY 25, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110130

THE GRILL, INC. V. DONALD CHAD SPIVA ET AL

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

98011

99CV1771N

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta JAN 25 2001*

*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, JANUARY 25, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0131

S.H.C.M., INC. D/B/A BONTERRA NURSING CENTER, ET AL V. THELMA
BENJAMIN MELTON, AS EXECUTRIX OF THE ESTATE OF SYLVIA CLEMMONS
BENJAMIN

Upon consideration of the Application for 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.

99011

99VS0148693B

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JAN 25 2001

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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 Z. Madril Clerk.

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

ATLANTA, JANUARY 25, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0132

S.H.C.M., INC. D/B/A BONTERRA NURSING CENTER, ET AL V. MYRNA JOHNSON,
AS ADMINISTRATRIX OF THE ESTATE OF GRACE BROWN, DECEASED

Upon consideration of the Application for 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.

99012

98VS14462813

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JAN 25 2001

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the minutes of the Court of Appeals of Georgia.*

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Clerk.

William L. Martin, III

Court of Appeals of the State of Georgia

ATLANTA,

JAN. 25 2000

The Court of Appeals hereby passes the following order:

A01I0133. DEBORAH MUSSER v. JOSEPH HURST ET AL.

Deborah Musser commenced this action against Joseph Hurst and their partnership, Atlanta Laser Supply, seeking the dissolution of the partnership, an accounting and an injunction. The superior court appointed an auditor to recommend a disposition of the partnership's assets and liabilities. The superior court adopted the auditor's report over the exceptions of both parties. Musser then filed the instant application as well as an application in the Supreme Court.

The Supreme Court has previously held that a complaint seeking an accounting, dissolution of a partnership and an injunction is an equity action. Williams v. Tritt, 262 Ga. 173, 175 (415 SE2d 285) (1992). See also, Manry v. Hendricks, 192 Ga. 319 (15 SE2d 434) (1941) (holding that action for partnership accounting that was instituted after dissolution of the partnership was not an equity case within the jurisdiction of the Supreme Court). But see Crocker v. Stevens, 210 Ga. App. 231 (435 SE2d 690) (1993) (in which Supreme Court transferred to this Court an appeal in a suit

for dissolution of a corporation, injunction, and disposition of corporate assets).

Accordingly, as Ga. Const. 1983, Art. VI, Sec. VI, Par. III assigns the Supreme Court appellate jurisdiction over equity cases, this appeal is transferred to the Supreme Court.

0010205322

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JAN 25 2001

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.

Will L. [Signature]
Clerk.

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

ATLANTA, FEBRUARY 08, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0134
EDWARD H. SHERRILL V. CHRIS J. STOCKEL

Upon consideration of the Application for 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.

91011

99CV618310

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta FEB -8 2001*

*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, JANUARY 29, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0135
LORI JOHNSTON V. AGNETA WARENDH, ET AL

Upon consideration of the Application for 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.

70011

00C41104

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JAN 29 2001

*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.*

Clerk.

Will. Z. Mart...

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

ATLANTA, JANUARY 29, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0136

ROBERT A. JOHNSTON, IV V. AGNETA WARENDH, ET AL

Upon consideration of the Application for 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.

70012

00C41104

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JAN 29 2001

*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.*

Clerk.

Will. Z. Mat. [Signature]

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

ATLANTA, JANUARY 31, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0137
HOSPITAL AUTHORITY OF LOWNDES COUNTY, GEORGIA D/B/A SOUTH GEORGIA
MEDICAL CENTER V. PAMELA MERIA SPICER, ET AL

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

94012

92CV7

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

JAN 31 2001
*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.*

Clerk.

William Z. Martin

Court of Appeals of the State of Georgia

ATLANTA,

JAN 30 2001

The Court of Appeals hereby passes the following order:

**A01I0138. TAYLOR v. GEORGIA DEPARTMENT OF HUMAN RESOURCES, ex rel.,
Phillip J. Brown.**

Charlie Taylor seeks immediate review of an order denying his motion to dismiss a claim for child support. The order was entered on December 15, 2000. A certificate of immediate review was entered on January 8, 2001, and the application was filed on January 17, 2001. Because the trial court did not issue its certificate of immediate review within ten days as required under OCGA § 5-6-34 (b), Taylor's application is hereby **DISMISSED** for lack of jurisdiction. Turner v. Harper, 231 Ga. 175, 176 (200 SE2d 748) (1973).

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JAN 30 2001

*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.*

Will. Z. Martini Clerk

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

ATLANTA, FEBRUARY 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0139
JAMES HERSH V. KENNETH CREASE, ET AL

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

90012

99A50777

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta FEB -9 2001

*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.*

W. L. Martin, ^{Clerk.}

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

ATLANTA, FEBRUARY 01, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0140
MELODY FAYE LATHREN, ET AL V. RAYMOND BARKSDALE

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

98012

47841

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

FEB - 1 2001

*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.*

Clerk.

Will. Z. Martin

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

ATLANTA, JANUARY 31, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0141
BRIAN KEITH JONES V. THE STATE

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

97012

00CR00361A 00CR00361B

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

JAN 31 2001

*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.*

Clerk.

Will. Z. Mat. [Signature]

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

ATLANTA, FEBRUARY 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0142

TEAM PEST USA EXTERMINATING COMPANY V. KENNETH CREASE, ET AL

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

90013

99A50777

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta FEB -9 2001

*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.*

Will L. Martin ^{Clerk.}

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

ATLANTA, FEBRUARY 15, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0143

CHENG H. LIN, M.D., ET AL V. GARLAND FISHER, AS ADMINISTRATOR OF THE
ESTATE OF JO ANN FISHER

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

93012

2000S050415

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta FEB 15 2001

*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.*

Will L. Mart ^{Clerk:}

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

ATLANTA, FEBRUARY 14, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0144
SATILLA COMMUNITY SERVICE BOARD V. SATILLA HEALTH SERVICES, INC.,
ET AL

Upon consideration of the Application for 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.

92012

98V0985

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta FEB 14 2001

*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.*

Clerk.

Will L. Martin

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

ATLANTA, JANUARY 31, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110145
ELEANOR J. GREEN V. PEACHTREE PUB, INC.

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

71012

00VS009309A

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

JAN 31 2001

*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.*

Will Z. Mat... Clerk.

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

ATLANTA, FEBRUARY 20, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0146

GEORGIA DEPARTMENT OF REVENUE V. SFI FINANCIAL SERVICES, INC.

Upon consideration of the Application for 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.

91012

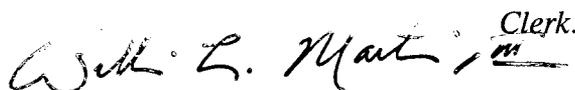
77563A

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta FEB 20 2001

*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.*

Will L. Mart, ^{Clerk.} 

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

ATLANTA, FEBRUARY 15, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0147

UNITED PARCEL SERVICE, INC. V. REGINALD OWENS

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

94013

99FCV575T

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta FEB 15 2001

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, FEBRUARY 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0148
VILLAS BY THE SEA, INC. V. NORA DIANE MOORE

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

95013

0000015

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta FEB -9 2001

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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, III

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

ATLANTA, JANUARY 31, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0149

MARK LYNCH V. THE STATE

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

97013

00CR00361A 00CR00361B

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JAN 31 2001

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.

Clerk.

William Z. Martinez

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

ATLANTA, FEBRUARY 16, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0150

MARK S. CURRIE, M.D., ET AL V. ANNETTE S. PRICE, ET AL

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

98013

98CV1336

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta FEB 16 2001

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, FEBRUARY 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0151

JAMES WHITLEY D/B/A WHITLEY'S BODY SHOP & AUTO REPAIR V. GUS WAYNE
DOWNING, ET AL

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

99013

00CV2009

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta FEB -9 2001*

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

Will L. Martin, ^{Clerk.}

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

ATLANTA, FEB 22 2001

The Court of Appeals hereby passes the following order:

A01I0152. MAGNOLIA DEVELOPMENT, INC. v. DEREK W. LAWRENCE ET AL

Upon consideration of the application for interlocutory appeal, the application is hereby DENIED. Upon consideration of respondent's motion for sanction for frivolous application, the motion is hereby DENIED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta FEB 22 2001

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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.*

Will L. Mack, Jr.
Clerk

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

ATLANTA, FEBRUARY 14, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0153

CHARLES M. JACKSON ET AL V. GREGORY GLEN SLUDER

Upon consideration of the Application for 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.

92013

99VS149949C

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta FEB 14 2001

*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.*

Clerk.

William L. Martin, III

Court of Appeals of the State of Georgia

ATLANTA,

FEB 22 2001

The Court of Appeals hereby passes the following order:

A01I0154. ALLSTATE INDEMNITY COMPANY ET AL v. MARY LOUISE CLARK.

Plaintiff Mary Louise Clark filed this action for equitable relief and tort damages against a number of defendants who filed separate motions for summary judgment. In an order filed January 11, 2001, summary judgment was granted in favor of defendant Wanda Byrd and the remaining motions for summary judgment were denied. Clark appealed the grant of summary judgment in favor of Byrd. Applicant-defendants Allstate Indemnity Company and Debra Hinds filed their cross appeal of the order, insofar as it denied their motion for summary judgment.

Applicant-defendants Allstate Indemnity Company and Debra Hinds seek interlocutory review of the denial of their motion for summary judgment. However, consideration of this application is rendered unnecessary by the applicants' filing of a cross appeal from the appeal filed by Clark. Therefore, this application is hereby DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

FEB 22 2001

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. McWick, Jr.

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

ATLANTA, MARCH 01, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0155

J. H. HARVEY COMPANY, INC. V. JANICE M. STATEN

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

91013

99CV624

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR - 1 2001

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, III Clerk.

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

ATLANTA, FEBRUARY 19, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0156
DEBORAH MUSSER V. JOSEPH HURST, ET AL

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

70013

0010205322

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta FEB 19 2001

*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.*

Will L. Mout ^{Clerk.} 

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

ATLANTA, FEBRUARY 19, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0157
DEBORAH MUSSER V. JOSEPH HURST, ET AL

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

70014

0010205322

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta FEB 19 2001

*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.*

Clerk.

A. J. L. Martin, III

Court of Appeals of the State of Georgia

ATLANTA, MAR - 1 2001

The Court of Appeals hereby passes the following order:

A01I0158. OLLIE J. ADKINS ET AL v. LAVENUS WYNN ET AL

Lavenus Wynn filed a complaint for divorce against her husband, Enrique Davis, and named applicants Ollie J. Adkins, Clarice Trawick and Rosemary Richie as co-defendants, contending that her husband had transferred the marital residence to the applicants in order to defraud her and defeat her claim for alimony and equitable division of marital assets. The trial court entered a temporary order awarding Wynn custody of the parties' minor children, alimony, and child support. The order also temporarily enjoined the applicants from taking any action to evict Wynn from the residence pending the outcome of her divorce action. The applicants filed this petition seeking interlocutory review of this portion of the trial court's temporary order.

The Supreme Court has exclusive jurisdiction over appeals in divorce cases. Ga. Const. of 1983, Art. VI, Sec. VI, Par. III (6). Orders specifically relating to the parties' pending divorce are within the appellate jurisdiction of the Supreme Court. See, e.g., Bailey v. Bailey, 266 Ga. 832 (471 SE2d 213) (1996) (temporary alimony order in pending divorce proceeding); Jones v. Jones, 258

Ga. 353 (369 SE2d 478) (1988) (disqualification order in pending divorce proceeding); Bedingfield v. Bedingfield, 248 Ga. 91 (281 SE2d 554) (1981) (denial of motion to dismiss and temporary grant of child custody in pending divorce proceeding). Accordingly, this Court lacks jurisdiction to consider this application.¹ For the foregoing reasons, this appeal is ordered TRANSFERRED to the Supreme Court.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAR - 1 2001

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.

Will L. Clark, Jr.

¹Because we conclude that this appeal arises from a divorce action and thus jurisdiction lies in the Supreme Court, we do not reach the issue of whether the appeal was properly brought by interlocutory application, in which case it would be untimely filed under Supreme Court Rule 15 and Court of Appeals Rule 4; or whether the certificate of immediate review in the case may be ignored and the case treated as a discretionary appeal from a temporary injunction pursuant to an underlying divorce action. See OCGA §§ 5-6-34 (a) (4) and 5-6-35 (a) (2); Horton v. Kitchens, 259 Ga. 446 (2) (383 SE2d 871) (1989); Russo v. Manning, 252 Ga. 155 (312 SE2d 319) (1984).

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

ATLANTA, FEBRUARY 22, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0159

NORTHSIDE HOSPITAL, INC. V. SAINT JOSEPH'S HOSPITAL OF ATLANTA, INC.

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

95014

2000CV23045

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta FEB 22 2001

*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.*

Will L. Martin, III Clerk.

Court of Appeals of the State of Georgia

ATLANTA, FEB 14 2001

The Court of Appeals hereby passes the following order:

A01I0160. ORTHODONTIC CENTERS OF GEORGIA, INC., ET AL. v. BENJAMIN

M. PRIDEMORE, JR., D. D. S., ET AL.

Orthodontic Centers of Georgia, Inc. and Orthodontic Centers of America, Inc. seek an interlocutory appeal from the superior court's order, denying their motion to vacate, modify or set aside default judgment, entered January 19, 2001. A certificate of immediate review was entered January 30, 2001. To be effective, a certificate of immediate review must be signed and filed within 10 days of the entry of the order to which the certificate refers. Turner v. Harper, 231 Ga. App. 175 (200 SE2d 748) (1973). In this case the certificate was not entered until 11 days after entry of the order to which it refers. Thus, the certificate is untimely

and this Court lacks jurisdiction to consider this application.

Therefore, this application is ordered DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta FEB 14 2001

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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 L. Martin, Clerk

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

ATLANTA, MARCH 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0161

DEPARTMENT OF TRANSPORTATION, STATE OF GEORGIA V. MONTGOMERY TANK
LINES, INC.

Upon consideration of the Application for 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.

90014

99SV397

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR -9 2001

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

Clerk.



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

ATLANTA, MARCH 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0162

DEPARTMENT OF TRANSPORTATION, STATE OF GEORGIA V. RELIANCE NATIONAL
INDEMNITY COMPANY

Upon consideration of the Application for 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.

90015

99SV398

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR -9 2001

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, MARCH 02, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0163

IDEAL LEASING SERVICES, INC. V. WHITFIELD COUNTY, GEORGIA

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

98014

69039T

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR -2 2001

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, MARCH 07, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0164
IN THE INTEREST OF: K. A. W., A CHILD

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

99014

00CR5673

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR -7 2001

*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, MARCH 01, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0165

BRIGGS & STRATTON CORPORATION V. PENNINGTON AND GLISSON, INC. D/B/A
ATLANTIC MACHINE MANUFACTURING COMPANY

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

97014

1B98CV180T

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR - 1 2001

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the minutes of the Court of Appeals of Georgia.*

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Clerk.

William L. Martin, III

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

ATLANTA, MARCH 22, 2001

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

Case No. A01I0166

FELIX JOSE VARGAS V. THE STATE

Upon consideration of the motion for reconsideration filed in this case, it is ordered that it be hereby denied.

93-014
00C07511

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta MAR 22 2001

*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.*

Will. L. Martin, III
Clerk.

CLERK'S OFFICE
SUPREME COURT of GEORGIA

244 Washington Street, Room 572

Atlanta, Georgia 30334

Business Hours: Monday - Friday, 8:30 a.m. to 4:30 p.m.

Sherie M. Welch, Clerk

(404) 656-3470

Docketing Date: April 11, 2001

To the Clerk of the Court of Appeals of Georgia:

You are hereby notified that there has been filed in this office on this day a petition to the Supreme Court for a writ of certiorari to the Court of Appeals in the case of **S01C1049**

FELIX JOSE VARGAS v. THE STATE

Clerk, Supreme Court of Georgia

Case No. A0110166

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office

Clerk, Court of Appeals of Georgia

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

ATLANTA, MARCH 16, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0167
ORTHODONTIC CENTERS OF AMERICA, INC. V. BENJAMIN M. PRIDEMORE, JR.,
D.D.S., ET AL

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

92014

2000CV23228

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR 16 2001

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, MARCH 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0168
COBB VENTURE, LLC, D/B/A SOMER POINT APARTMENTS, ET AL V. MARY
DONALDSON

Upon consideration of the Application for 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.

71014

00VS004702

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta MAR -9 2001

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, MARCH 20, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0169

SIMON GHERTNER, ET AL V. KOUROSH SOLAIMANI

Upon consideration of the Application for 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.

91014

E29961

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR 20 2001

*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, III Clerk.

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

ATLANTA, MARCH 06, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0170

TROY PETERSEN V. HOLLY TYSON

Upon consideration of the Application for 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.

94015

0010842533

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR -6 2001

*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, MAR -7 2001

The Court of Appeals hereby passes the following order:

A01I0171. JERRY PATTERSON v. THE STATE.

Jerry Patterson appealed to this Court for interlocutory review of the trial court's order denying his motions to suppress evidence in this prosecution for murder and other offenses. However, the Supreme Court has directed this Court to transfer to it "all cases in which either a sentence of death or of life imprisonment has been imposed upon conviction of murder, and all pre-conviction appeals in murder cases, whether or not timely notice was given by the district attorney as required by Unified Appeal, § II. A. 1., 246 Ga. at A-7." State v. Thornton, 253 Ga. 524 (322 SE2d 711) (1984). Therefore, Patterson's application is ordered TRANSFERRED to the Supreme Court.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAR -7 2001

*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.*

L. Mait Clerk.

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

ATLANTA, MARCH 15, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0172
SANKIE HORNBUCKLE V. THE STATE

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

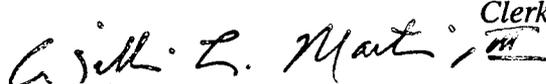
96015

2000SC23388

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta* MAR 15 2001

*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.*

Will L. Mart ^{Clerk.} 

Court of Appeals of the State of Georgia

ATLANTA, MAR -2 2001

The Court of Appeals hereby passes the following order:

**A01I0173. STEVE RAYMOND PONTIAC BUICK GMC TRUCK, INC. et al. v.
CAROLYN SANDERSON**

Steve Raymond Pontiac Buick GMC Truck, Inc. and Stuart Schwartz have filed an application to appeal the denial of their motion for summary judgment. The trial court issued a certificate of immediate review on December 21, 2000. The Clerk of Court received the application on December 29, 2000 but could not docket the application because the applicants had not included the filing fee. OCGA § 5-6-4. The Clerk of Court received the filing fee and docketed the application on February 22, 2001. However, an application for interlocutory appeal is valid only if filed within 10 days of the date a timely certificate of immediate review is entered in the court below. OCGA § 5-6-34 (b). Since the applicants failed to accomplish the filing of their application for interlocutory appeal within the time provided by law, the application is hereby dismissed as untimely.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR -2 2001

*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.*

Will L. Martin, Clerk

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

ATLANTA, MARCH 21, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0174

RAY G. HARRIS, ET AL V. JAMES H. RAINWATER, JR., MAYOR, ET AL

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

99015

2000CV1840

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta MAR 21 2001*

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, MARCH 14, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0175

HYDRAPOWER MACHINERY CORP., ET AL V. INTERNATIONAL TRUST COMPANY

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

97015

97CV1023810

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAR 14 2001

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, **MAY 1 2001**

The Court of Appeals hereby passes the following order:

A01I0176. BIUS v. THE STATE

The appellant has moved for reconsideration of her application for interlocutory appeal. Upon reconsideration, we hereby vacate our previous order dated March 22, 2001. Further, it is ordered that appellant's application for appeal is hereby GRANTED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 1 2001

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. Mait, III, Clerk.

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

ATLANTA, MARCH 26, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0177
FAX RECALL CORPORATION, ET AL V. BARRY KING

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

92015

99VS0158865F

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta MAR 26 2001

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, MARCH 14, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110178

FAIRBURN BANKING COMPANY V. INTERNATIONAL TRUST COMPANY

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

97016

97CV1023810

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR 14 2001

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, MARCH 14, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0179

NORFOLK SOUTHERN RAILWAY COMPANY V. MURRAY C. WILLIAMS, JR.

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

71015

98CV3502

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR 14 2001

*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.*

Clerk.

John L. Martin

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

ATLANTA, MARCH 22, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0180

GARY RICHARDS V. STATE FARM MUTUAL AUTOMOBILE INSURANCE CO., ET AL

Upon consideration of the Application for 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.

91015

00A725864

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR 22 2001

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, MARCH 14, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0181

NICHOLAS REPUCCI V. DAVID M. TAYLOR, D/B/A MOONDOGS

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

70015

00V5004896B

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR 14 2001

*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.*

Clerk.

Will L. Martin, III

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

ATLANTA, MARCH 27, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0182

W.E. HAMBY, ET AL V. RICHARD BOWERS & CO.

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

94016

99A15693

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAR 27 2001

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, MARCH 29, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0183

SUFFOLK CONSTRUCTION COMPANY, INC., ET AL V. MINGLEDORFF'S, INC.

Upon consideration of the Application for 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.

95016

1999CV17446

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR 29 2001

*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, MARCH 20, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0184

FRED EDWARD SIMS, ET AL V. BRENDA SIMS HEATH

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

96016

151608

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR 20 2001

*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.*

Clerk.

William L. Maitland, Jr.

CLERK'S OFFICE
SUPREME COURT of GEORGIA

244 Washington Street, Room 572

Atlanta, Georgia 30334

Business Hours: Monday - Friday, 8:30 a.m. to 4:30 p.m.

Sherie M. Welch, Clerk

(404) 656-3470

Docketing Date: April 9, 2001

To the Clerk of the Court of Appeals of Georgia:

You are hereby notified that there has been filed in this office on this day a petition to the Supreme Court for a writ of certiorari to the Court of Appeals in the case of **S01C1039**

FRED EDWARDS SIMS et al. v. BRENDA SIMS HEATH

Clerk, Supreme Court of Georgia

Case No. A0110184

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office

Clerk, Court of Appeals of Georgia

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

ATLANTA, APRIL 02, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0185

M&M OFFICE HOLDINGS, LLC V. ALAN JOEL PARTNERS, INC.

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

90016

99VS000307E

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 02 2001

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.

Clerk.

W. L. Martin, III

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

ATLANTA, APRIL 02, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0186
JEFF MCCART V. ALAN JOEL PARTNERS, INC.

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

90017

99VS000307E

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **APR 02 2001**

*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.*

Clerk.

W. Z. Martin, Jr.

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

ATLANTA, APRIL 02, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0187
CISSY CRENSHAW WATSON V. ALAN JOEL PARTNERS, INC.

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

90018

99VS000307E

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 02 2001

*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.*

Clerk.



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

ATLANTA, APRIL 02, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0188

MANSERMAR, INC. V. ALAN JOEL PARTNERS, INC.

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

90019

99VS000307E

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 02 2001

*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.*

Clerk.

William Z. Martin, III

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

ATLANTA, MARCH 29, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0189
JOSEPH H. FERRIER V. BRENT HIGHSMITH

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

98016

9901193

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR 29 2001

*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.*

Clerk.

W. L. Marshall

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

ATLANTA, MARCH 30, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0190

J. HUE HENRY V. SWIFT, CURRIE, MCGHEE & HIERS, LLP, ET AL

Upon consideration of the Application for 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.

99016

2000CV26058

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR 30 2001

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, APRIL 02, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0191
FITZGERALD VISIONS, LLC, ET AL V. MAR-THAC CUSTOM CARPETS, INC.,
D/B/A WOOL CARPETS BY CLASSICA

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

93016

00CV935

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 02 2001

*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.*

Clerk.

W. Z. Meath, Jr.

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

ATLANTA, MARCH 30, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0192

JAMES P. HALEY, M.D., ET AL V. CAROL LEAH JAMISON CANADA

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

92016

00C32712

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR 30 2011

*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, III Clerk.

Court of Appeals of the State of Georgia

ATLANTA, APR 6 2001

The Court of Appeals hereby passes the following order:

A01I0193. MARQUITTA L. PORTMAN v. HONORABLE GEORGE H. KREEGER et al.

Marquitta L. Portman brought suit against six of the judges of the Cobb County Superior Court, the Clerk of the Cobb County Superior Court, Portman's former attorney, her ex-husband, her ex-husband's girlfriend, and her ex-husband's attorney. In six orders, the superior court granted motions to dismiss of all the defendants. Portman then filed this interlocutory application from those orders.

This Court, however, does not have jurisdiction to consider this application. The interlocutory appeal procedure is reserved for those rulings that are not otherwise subject to direct appeal. OCGA § 5-6-34 (b); see also Artis v. Gaither, 199 Ga. App. 114 (404 SE2d 322) (1991); compare Southeastern Security Ins. Co. v. Empire Banking Co., 268 Ga. 450 (490 SE2d 372) (1997). The superior court's orders dismissing all the defendants left nothing to be decided in this case. Thus, Portman was required to file a direct appeal, not an interlocutory application, from these decisions. See Wright v. Swint, 224 Ga. App. 417 (480 SE2d 878) (1997) (order dismissing all defendants is subject to direct appeal).

Accordingly, this application is hereby DISMISSED for lack of jurisdiction.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 6 1994

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.

Clerk.

William L. Martin, Jr.

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

ATLANTA, MARCH 22, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0194

MARCUS CRANE V. THE STATE

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

91016

99CR78C

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAR 22 2001

*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.*

Clerk.

Will L. Martin

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

ATLANTA, MARCH 30, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0195
ZURICH AMERICAN INSURANCE COMPANY V. JUNE T. DICKS

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

70016

E23675

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta MAR 30 2001

*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.*

Clerk.

William L. Mack...

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

ATLANTA, APRIL 11, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110196

NATIONAL SERVICE INDUSTRIES, INC. V. MARYLAND CASUALTY COMPANY, ET AL

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

94017

E22907

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 11 2001

*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.*

Clerk.



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

ATLANTA, APRIL 03, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0197

STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY V. ABBIE WAKELIN

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

95017

00VS008331J

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 3 2001

*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.*

Clerk.

Will Z. Mart...

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

ATLANTA, APRIL 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0198
TOMAS C. GALLEGOS V. THE STATE

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

96017

2000F354 2000F355 2000F439

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **APR 09 2001**

*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.*

Clerk.

Will. Z. Martin

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

ATLANTA, APRIL 05, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110199
WILLIE CARL PORTER V. THE STATE

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

98017

00CR00337

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta APR 5 2001

*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.*

Clerk.

Willie Z. Martin

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

ATLANTA, APRIL 11, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110200
CECIL RENO V. BILLY WADE HALL

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

99017

99HV253T

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 11 2001

*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.*

Clerk.

William Z. Mart...

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

ATLANTA, APRIL 12, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0201
GERALD LEE HENDRIX V. THE STATE

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

97017

00T0785

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 12 2001

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.

Clerk.

Will. Z. Martin

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

ATLANTA, APRIL 11, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0202
TALITHA DESIREE LEEVER V. THE STATE

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

98018

00CR00337

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta APR 11 2001

*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.*

Clerk.

Will. Z. Mat. [Signature]

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

ATLANTA, MARCH 30, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0203
KIMBERLY WOODRING V. MARLON CERONE BROWN

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

93017

99RCSC161

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta MAR 30 2001

*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.*

Clerk.

William L. Martin, III

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

ATLANTA, APRIL 11, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0204
CASEY L. FOUNTAIN V. THE STATE

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

96018

2000F356 2000F357 2000F440 2000M554

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **APR 11 2001**

*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 Z. Martini

Clerk.

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

ATLANTA, APRIL 11, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0205
ALLSTATE INSURANCE COMPANY V. RICKY WALKER, ET AL

Upon consideration of the Application for 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.

92017
99V527

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **APR 11 2001**

*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.*

Clerk.

Will. Z. Mat. III

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

ATLANTA, APRIL 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0206
ORESTES CABRERA V. THE STATE

Upon consideration of the Application for 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.

71017

2000CR910A 2000CR910B

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta APR 09 2001

*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.*

Clerk.

Will. Z. Mart...

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

ATLANTA, APRIL 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0207
BEATRIZ PADRON V. THE STATE

Upon consideration of the Application for 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.

71018

2000CR910A 2000CR910B

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta APR 9 2001

*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.*

Will. Z. Martin

Clerk.

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

ATLANTA, APRIL 24, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0208

HARRY'S FARMERS MARKET, INC. V. BEVERLY KING, ET AL

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

91017

99VS0152949D

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 24 2001

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.

Clerk.

Will Z. Martin

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

ATLANTA, APRIL 16, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110209
EVELYN MARIE CONNELL V. LAURA HEAD

Upon consideration of the Application for 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.

70017

CV001552

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 16 2001

*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.*

Clerk.

Will. Z. Mart...

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

ATLANTA, APRIL 24, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0210

RODNEY DICKEY V. THE STATE

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

94018

Z93456

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 24 2001

*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.*

Clerk.

Will Z. Martin

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

ATLANTA, APRIL 24, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0211

ALLEN R. BUICE V. GLENDA FAYE BUICE AS EXECUTRIX U/W OF ELMA R.
BUICE AKA MRS. DAVID EDWARD BUICE

Upon consideration of the Application for 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.

95018

99CV1541M

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 24 2001

*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.*

Clerk.

Will. Z. Martin

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

ATLANTA, APRIL 25, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0212

SOUTHERN GUARANTY INSURANCE COMPANY OF GEORGIA V. CONTINENTAL STUCCO
PRODUCTS, INC.

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

99018

99A532326

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 25 2001

*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.*

Clerk.

William Z. Martini

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

ATLANTA, APRIL 25, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0213

CONTINENTAL STUCCO PRODUCTS, INC. V. SOUTHERN GUARANTY INSURANCE
COMPANY OF GEORGIA

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

99019

99A532326

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **APR 25 2001**

*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.*

Clerk.

Will. Z. Martin

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

ATLANTA, APRIL 30, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0214

GEORGIA BAPTIST HEALTH CARE SYSTEM, INC., ET AL V. MAGDI HANAFI, M.D.

Upon consideration of the Application for 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.

97018

1999CV17172

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 30 2001

*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.*

Clerk.

Will Z. Martin

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

ATLANTA, APRIL 26, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0215

KENNETH E. WHITE, III V. SUNTRUST BANK, WEST GEORGIA, N.A.

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

93018

30963

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 26 2001

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.

Clerk.

Will Z. Mart...

Court of Appeals of the State of Georgia

ATLANTA, APR 5 2001

The Court of Appeals hereby passes the following order:

A0110215. WHITE, III v. SUNTRUST BANK, WEST GEORGIA, N.A.

Kenneth E. White, III has filed an application for interlocutory appeal seeking review of an order denying his motion to set aside a previous order denying a motion to recuse the probate court judge. The superior court judge hearing the matter certified the order for immediate review on March 28, 2001. The application was docketed in this court on March 30, 2001. In the meantime, however, the probate court judge has scheduled the matter for a final hearing to be held at 10:00 A.M. on April 5, 2001. White has filed an emergency motion for stay pursuant to Court of Appeals Rule 40 (b) to prevent the scheduled hearing from going forward until this court has decided whether to grant his application for interlocutory appeal.

While we agree that White's pending application for interlocutory appeal will be rendered moot if the matter is finally disposed of on April 5, 2001, the issue raised in the application will nevertheless remain subject to appellate review. Because we find that White's emergency motion does not meet the stringent requirements of Rule 40 (b), the motion is hereby denied.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta APR 5 2001

*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 Z. Mat...

Clerk.

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

ATLANTA, APRIL 30, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0216

J. H. HARVEY COMPANY, INC V. MARGARET MOREY PAYNE

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

,92018

00SCV0122

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

30

*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.*

Will Z. Mart

Clerk.

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0217.
MCKESSON HBOC, INC. et al. v. MELVIN ADLER

Upon consideration of the Application for 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.

The Motion of the United States Securities and Exchange Commission for Leave to Appear by Courtesy and the Motion of McKesson HBOC, Inc. and HBO & Company for Leave to File Documents Under Seal are hereby DENIED. This Order shall not bar the movants from refileing their motions after the appeal is docketed in this Court.

91018
99C79803

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **APR 27 2001**

*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.*

Will. Z. Martin, Clerk.

Court of Appeals of the State of Georgia

ATLANTA,

APR 13 2001

The Court of Appeals hereby passes the following order:

A01I0218. WILLIAM DILLS ET AL v. ROBERT COMPTON, ET AL.

On March 13, 2001, the Superior Court of Madison County entered an order denying the motion of William Dills, et al., to dismiss the above-captioned appeal for lack of standing. On March 29, 2001, a certificate of immediate review was filed in the office of the clerk of the superior court. On March 31, 2001, William Dills, et al., filed an application for interlocutory review of the order entered on March 13, 2001.

OCGA § 5-6-35 (b) authorizes an application for interlocutory review to be filed with this court when the trial judge in rendering an order, decision, or judgment, not otherwise subject to direct appeal, certifies within ten days of entry thereof that the order, decision, or judgment is of such importance to the case that immediate review should be had. Because the certificate of immediate review was not filed or entered within ten days of entry of the order of March 13, 2001, it is untimely and the above-captioned appeal is hereby DISMISSED. *Turner v. Harper*, 231 Ga. 175, 176 (200 SE2d 748) (1973); *Bowers v. Price*, 198 Ga. App. 125, 126 (308 SE2d 420) (1983); see *Von Waldner v. Baldwin/Cheshire, Inc.*, 133 Ga. App. 23, 24 (2) (209 SE2d 715).

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 13 2001

*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.*

Clerk.



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

ATLANTA, MAY 03, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0219
RICHARD W. MUSICER V. ABF CAPITAL CORP.

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

94019

00CV125875

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 3 2001

*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. Martin Clerk.

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

ATLANTA, MAY 29, 2001

The Court of Appeals passed the following order:

Case No. A01I0220

CHARLES HANDLEY V. THE STATE

Upon consideration of the motion for reconsideration filed in this case, it is ordered that it be hereby denied.

95-019
2000CR56

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

MAY 29 2001

*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.*

Clerk.



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

ATLANTA, APRIL 26, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0221

NICHOLAS D. POWERS, III V. ELIZABETH WARNER HARBIN ET AL

Upon consideration of the Application for 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.

96019

98CV126031

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 26 2001

*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.*

Clerk.

Will. Z. Martineau

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

ATLANTA, MAY 04, 2001

The Honorable Court of Appeals met pursuant to adjournment.

The Following order was passed:

Case No. A01I0222

MICHELLE LEE HANSON V. STATE OF GEORGIA

Upon consideration of the motion for reconsideration filed in this case, it is ordered that it be hereby denied.

98-019
00D44611

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

MAY 04 2001

*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 S. Mart... Clerk.

Court of Appeals of the State of Georgia

ATLANTA, APR 20 2001

The Court of Appeals hereby passes the following order:

A01I0223. RTD ASSOCIATES ET AL v. FORSYTH COUNTY, GEORGIA

This suit arises from a petition for condemnation in rem filed by Forsyth County to obtain certain tracts and parcels of land for a road project. Condemnees RTD Associates, et al., seek interlocutory review of the order of the superior court denying their motion to set aside, vacate and annul a certain Declaration Of Taking Pursuant To OCGA Section 32-3-1 et seq. In an order and judgment, the superior court, acting under the authority of OCGA § 32-3-12 (b), did, inter alia, direct the condemnees to surrender possession of the subject property to Forsyth County, Georgia, not later than 10 days from the date of the filing of the declaration of taking.

Condemnees assert in their application that because OCGA § 32-3-12 (b) can be applied to require them to deliver possession of the subject property to the condemnor before the condemnees can challenge the declaration of taking, it denies them due process under the Fifth and Fourteenth Amendments to the Constitution of the United States and under Article I, Section I, Paragraph I and Article I, Section III, Paragraph I of the Georgia Constitution of 1983. In its Order and Judgment, filed March 22, 2001, denying condemnees' motion to set aside, vacate, and annul the declaration of taking the superior court restates the condemnees' constitutional objection and, without citation of authority, "finds as a matter of law that the time limits for surrender of possession do not violate due process of law and are not unconstitutional as applied in this case on their face."

The constitutional issues asserted by the Condemnees and ruled upon by the superior court appear to raise issues of first impression in Georgia requiring an interpretation of both federal and state constitutional provisions. The Supreme Court of Georgia exercises exclusive appellate jurisdiction of all cases involving the construction of the Constitution of Georgia or of the United States and all cases in which the constitutionality of a law has been drawn into question. Article VI, Section VI, Paragraph II (1), Ga. Const. of 1983. And, the Court of Appeals lacks jurisdiction to construe, particularly as to questions of first impression, the scope of the Georgia Constitution of 1983 and its application to the facts of this case. *Kolker v. State*, 193 Ga. App. 306, 307 (1) (387 SE2d 597) (1989), *aff'd*, 260 Ga. 240 (391 SE2d 391) (1990); accord *Wojcik v. State* 260 Ga. 260 (392 SE2d 525) (1990); *Pruitt v. State*, 230 Ga. App. 334, 335 (4) (496 SE2d 324) (1998); *Phillips v. MacDougald*, 219 Ga. App. 152, 155 (2) (e) (464 SE2d 390) (1995). Accordingly, this application is hereby TRANSFERRED to the Supreme Court of Georgia for disposition.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 20 2001

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.

Will. Z. Mat... Clerk.

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

ATLANTA, APRIL 26, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0224

W. DWIGHT PAYNE V. ELIZABETH WARNER HARBIN

Upon consideration of the Application for 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.

96020

98CV126031

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **APR 26 2001**

*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.*

Clerk.

Will L. Mat. JR

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

ATLANTA, MAY 02, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0225

RAY CONNOR D/B/A SYLVANIA MFG. HOMES V. J. A. KIMBRELL ET AL

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

93019

1S91CV079M

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 02 2001

*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.*

Clerk.

William Z. Martin, III

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

ATLANTA, MAY 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0226
PLANTATION PIPE LINE CO., ET AL V. WILLIAM D. MILFORD ET AL

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

92019

00A049432

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 09 2001**

*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.*

Clerk.

W. Z. Martin, Jr.

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

ATLANTA, APRIL 26, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0227

ROME BROKERS, INC. D/B/A KELLY AND ANDERSON REAL ESTATE SERVICES,
ET AL V. ELIZABETH WARNER HARBIN

Upon consideration of the Application for 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.

96021

98CV126031

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 26 2001

*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.*

Clerk.

Will L. Martin

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

ATLANTA, MAY 01, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110228
KELLY YOUNG ET AL V. MARK VENTO

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

71019

00A003761 0031101

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 1 - 2001

*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.*

Will L. Mart . Clerk.

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

91-019

ATLANTA, MAY 14, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110230
CYNTHIA HENRY V. DOROTHY KENNEDY

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

91019

00CV1252C

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **MAY 14 2001**

*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.*

Clerk.

[Handwritten signature]

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

ATLANTA, **APR 19 2001**

The Court of Appeals hereby passes the following order:

**A0110231. RICHARD M. STEWART, M. D. v. LANIER PARK MEDICAL
OFFICE BLDG., LTD.**

On March 20, 2001, the superior court entered judgment against defendant Richard M. Stewart, M. D., but reserved ruling for later determination on certain counts of Stewart's counterclaim. On March 30, 2001, a certificate of immediate review of that judgment was filed in the office of the clerk of the superior court. On Tuesday, April 10, 2001, Richard M. Stewart, M. D., filed an application for interlocutory review of the judgment of March 20, 2001, with the clerk of this court.

Under OCGA § 5-6-34 (b), this court may permit an appeal to be taken from an interlocutory order, decision, or judgment if application is made within ten days after such certificate of immediate review is granted. Because the judgment was not made final by an express determination and direction under OCGA § 9-11-54 (b) and as Stewart filed the application for interlocutory review 11 days after the filing of the certificate of immediate review, the application is untimely and it is hereby DISMISSED. See *Genter v. State*, 218 Ga. App. 311 (460 SE2d 879) (1995).

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **APR 19 2001**

*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 Z. Mart... Clerk.

94-020

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

ATLANTA, MAY 3 - 2001

The Court of Appeals hereby passes the following order:

A01I0232. WALTER S. RAYBORN v. STAN W. LONG ET AL.

Walter S. Rayborn seeks an interlocutory appeal from the superior court's order denying his motion to compel production and to set a discovery period, entered on March 22, 2001. A certificate of immediate review was entered on April 3, 2001. To be effective, a certificate of immediate review must be signed and filed within 10 days of the entry of the order to which the certificate refers. *Turner v. Harper*, 231 Ga. 175 (200 SE2d 748) (1973). In this case the certificate was not entered until 12 days after entry of the order to which it refers. Thus, the certificate is untimely and this Court lacks jurisdiction to consider this application. Therefore, this application is ordered DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 3 - 2001

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 S. [Signature], Clerk.

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

ATLANTA, MAY 16, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0233

CHARLES E. FONTAINE V. GENESIS CONSTRUCTION COMPANY ET AL

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

95020

0010616824

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 16 2001

*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.*

Clerk.



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

ATLANTA,

MAY 25 2001

The Court of Appeals hereby passes the following order:

A0110233. CHARLES E. FONTAINE v. GENESIS CONSTRUCTION COMPANY, ET AL.

The Court's order of May 16, 2001, is withdrawn and the attached order is substituted therefore.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 25 2001

*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.*

Clerk.



Court of Appeals of the State of Georgia

ATLANTA,

MAY 16 2001

The Court of Appeals hereby passes the following order:

A0110233. FONTAINE v. GENESIS CONSTRUCTION COMPANY et al.

Charles E. Fontaine seeks immediate review of an order “denying” his petition for declaratory judgment. Respondents argue, and we agree, that in the process of denying Fontaine’s requested relief, the trial court conclusively established that Fontaine is not the majority shareholder of Genesis Construction Company. Contrary to Fontaine’s assertion on Page 8 of his application, the trial court’s order does not “create[] uncertainty over the control of Genesis’ operations during the pendency of the litigation,” but rather, it affirmatively resolves any potential uncertainty specifically related to Fontaine’s claim of majority ownership in the company.

While the trial court did indeed deny Fontaine the declaratory judgment he was hoping for, the order nevertheless constitutes a declaration of the “rights and other legal relations” of the parties with respect to competing claims of ownership in Genesis Construction. Such a declaration “[has] the force and effect of a final judgment or decree and [is] reviewable as such.” OCGA § 9-4-2 (a) and (b); *Sunstates Refrigerated Services v. Griffin*, 215 Ga. App. 61, 62 (1) (449 SE2d 858) (1994). By

its very terms, an application for interlocutory appeal under OCGA § 5-6-34 (b) is appropriate only where the order, decision, or judgment complained of is “not otherwise subject to direct appeal.” Because we find that the judgment at issue here is subject to direct appeal under OCGA § 9-4-2, Fontaine’s application for interlocutory appeal is hereby dismissed for lack of jurisdiction. See generally *Artis v. Gaither*, 199 Ga. App. 114 (404 SE2d 322) (1991).

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 16 2001

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.

 , Clerk.

90-020

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

ATLANTA, MAY 10, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0234

D.O.T. V. LEAH BENTON JENKINS

Upon consideration of the Application for 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.

90020

76323A

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 10 2001

*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.*

Clerk.

[Handwritten Signature]

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

90-021

ATLANTA, MAY 10, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0235
D.O.T. V. LOGAN CARR B.N.F TINA CARR

Upon consideration of the Application for 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.

90021
75824B

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 10 2001

*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.*

Clerk.



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

ATLANTA, MAY 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110236

JAMES HARGROVE V. EARNEST J. CASH

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

98020

2000V29552

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 09 2001

*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.*

Clerk.



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

ATLANTA, MAY 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0237

D.O.T. V. JACK MCCORKLE ET AL

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

99020

99CV0721

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 09 2001

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.

Clerk.

W. Z. Hill, Jr.

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order:

A01I0238. DONALD A. LEGACY v. CENTRE EQUITIES INC. ET AL.

This application for interlocutory appeal seeks review of the denial of defendant Legacy's motion for summary judgment. The order was filed on March 30, 2001, but the certificate of immediate review was not filed until April 10, 2001.

Under OCGA § 5-6-34 (b), in order to obtain an interlocutory appeal, a certificate of immediate review must be filed within 10 days of entry of the order for which the appeal is sought. If the certificate of immediate review is not filed within the ten-day period allowed, the party seeking review must wait until entry of final judgment in the matter to appeal the order. *Turner v. Harper*, 231 Ga. 175 (200 SE2d 748) (1973). As the certificate of immediate review was untimely in this case, the application must be DISMISSED.

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

*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.*

....., Clerk.

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

ATLANTA, MAY 15, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0239

GEORGE WATERS V. THE STATE

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

93020

97SR537

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 15 2001**

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.

Clerk.



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

ATLANTA, MAY 04, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0240
CITY OF WINDER, GA. V. ALAN MCDUGALD ET AL

Upon consideration of the Application for 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.

92020

99CV1572X

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 04 2001

*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 S. Martin Clerk.

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order:

A01I0241. Greensboro Ford, Inc. v. Ford Motor Company

Greensboro Ford, Inc. filed an application for interlocutory appeal seeking review of the trial court's partial grant and partial denial of Ford Motor Company's motion for summary judgment and denial of Greensboro Ford, Inc.'s motion for summary judgment. This order was entered by the trial court on April 9, 2001. On May 9, 2001, Greensboro Ford, Inc. filed a timely notice of appeal. Because the partial grant of summary judgment is directly appealable pursuant to OCGA § 9-11-56 (h), and because the denial of summary judgment may be appealed without application when it is tied to the directly appealable judgment, this application is now moot. OCGA § 5-6-34 (d); *Southeastern Security Insurance Company v. Empire Banking Co.*, 268 Ga. 450 (490 SE2d 372) (1997). Accordingly, this application is ordered DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 22 2001

*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.*

....., Clerk.

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

ATLANTA, MAY 21, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0242
JASON NEIL CROSBY V. THE STATE

Upon consideration of the Application for 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.

91020

00C08979V

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 21 2001

*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.*

Clerk.



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

ATLANTA, **MAY 24 2001**

The Court of Appeals hereby passes the following order:

A01A0262. FRIENDLY CAB COMPANY, ET AL. v. ALBANY CAB COMPANY, ET AL.

The Court's order of May 21, 2001, dismissing the above application is hereby VACATED. Upon a thorough review of the clerk's office records, it has been determined that the application was received by the Court on May 14, 2001, thus making the application timely. The application is hereby REINSTATED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 24 2001**

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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.



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

ATLANTA,

MAY 31 2001

The Court of Appeals hereby passes the following order:

A01I0262. FRIENDLY CAB COMPANY, ET AL v. ALBANY CAB, ET AL.

On May 24, 2001, Friendly Cab Company, et al., filed an application for interlocutory review of the order of the Superior Court of Dougherty County denying its request for an injunction. As the primary substantive issue to be adjudicated in this case would be "the propriety of equitable relief," jurisdiction over this application is with the Supreme Court of Georgia. Compare *Glynn County v. Waters*, 268 Ga. 500, 501 (1) (491 SE2d 370) (1997). Accordingly, this case is TRANSFERRED to the Supreme Court for appropriate appellate disposition.

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

MAY 31 2001

*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.*

W. Z. Martin, Jr., Clerk.

92-022

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

ATLANTA,

The Court of Appeals hereby passes the following order:

A0110263. MAURICE ALLAIN v. THE STATE. MAY 24 2001

Maurice Allain filed this application seeking review of the denial of his motion for reconsideration of motion to dismiss. The trial court denied the motion on April 26, 2001, and a certificate of immediate review was filed on May 1, 2001. This application was filed 14 days later on May 15, 2001.

However, under OCGA § 5-6-34 (b), an application for appeal of interlocutory order must be filed within 10 days after entry of a certificate of immediate review. Because this application is untimely, this Court lacks jurisdiction to consider it. Therefore, this application is DISMISSED.

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta* **MAY 24 2001**

*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 Z. Martin, III, Clerk.

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

ATLANTA, JUNE 13, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0264
PIGGLY WIGGLY V. STEPHANIE G. CAMPBELL

Upon consideration of the Application for 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.

71022
01CV031

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **JUN 13 2001**

*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.*

Clerk.

W. Z. Martin, Jr.

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

ATLANTA, JUNE 05, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110265

P. F. MOON & COMPANY V. DAVID PAYNE, ET AL

Upon consideration of the Application for 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.

70022

E56246

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN - 5 2001

*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.*

Clerk.

W. Z. Martin, Jr.

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order:

A01I0266. ALLERMAN v. CAMPBELL.

Perry Allerman seeks an interlocutory appeal from an order of the superior court entered April 26, 2001, denying his motion for summary judgment. Although the certificate of immediate review on which Allerman relies was signed by the trial court on Monday, May 7, 2001, the certificate was not filed with the clerk until the following day. Because the certificate was not timely filed within ten days of the entry of the order complained of, Allerman's application is hereby *dismissed* for lack of jurisdiction. OCGA § 5-6-34 (b); *Turner v. Harper*, 231 Ga. 175, 176 (200 SE2d 748) (1973).

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

JUN 13 2001

*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.*

W. Z. Martin, Jr.

, Clerk.

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

ATLANTA, JUNE 11, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0267

THE CONTINENTAL INSURANCE CO. V. EQUITY RESIDENTIAL PROPERTIES

Upon consideration of the Application for 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.

94023

200CV24821

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 11 2001

*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.*

Clerk.

W. Z. Hill, Jr.

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

ATLANTA, MAY 31, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110268
EDDIE BURRAND V. KEN FOLDS, ET AL

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

95023

98CV0588

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 31 2001

*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.*

Clerk.



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

ATLANTA, JUNE 06, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0269

DEKALB COUNTY SCHOOL DISTRICT V. WENDY C. ALLEN, ET AL

Upon consideration of the Application for 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.

96023

99A556651

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN - 6 2001

*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.*

Clerk.

W. Z. Martin, Jr.

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

ATLANTA,

JUN - 8 2001

The Court of Appeals hereby passes the following order:

A01I0242. CROSBY v. THE STATE

Crosby filed a motion to withdraw his application for interlocutory review in this criminal case. As this Court already has granted Crosby's application, his motion to withdraw is moot. Ten days have passed since the application was granted and no notice of appeal has been filed. See OCGA § 5-6-35 (g). Therefore, no appeal will be docketed in this case.

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

JUN - 8 2001

*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.*

W. Z. Mathis, Jr. Clerk.

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

ATLANTA, MAY 11, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A0110243

GEORGIA DERMATOLOGY CLINIC, P.A. D/B/A GEORGIA DERMATOLOGY AND SKIN
CANCER CENTER ET AL V. DEBY DIANNE NESMITH ET AL

Upon consideration of the Application for 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.

70020

48157

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 11 2001

*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.*

Clerk.

W. Z. Martin, Jr.

Court of Appeals of the State of Georgia

ATLANTA,

MAY 24 2001

The Court of Appeals hereby passes the following order:

A01I0244. Ford Motor Company v. Greensboro Ford, Inc.

Ford Motor Company filed this application for interlocutory appeal seeking review of the trial court's order which partially denied its motion for summary judgment. On May 9, 2001, Greensboro Ford, Inc. filed a timely direct appeal seeking review of the same order Ford Motor Company seeks to appeal in this application. Thus, in the interest of judicial economy, the application of Ford Motor Company is hereby granted. Ford Motor Company may file a Notice of Appeal within 10 days of the date of this order. The clerk of the SUPERIOR COURT is directed to include a copy of this Order in the record transmitted to the Court of Appeals.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 24 2001

*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.*

 Clerk.

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

ATLANTA, MAY 24, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0245

ATLANTEL, INC. V. COMMUNICATIONS INTERNATIONAL GROUP, INC.

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

94021

1999VS153519

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 24 2001

*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.*

W. Z. Martin, Jr. Clerk.

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

JUN 11 2001

ATLANTA,

The Court of Appeals hereby passes the following order:

**A01I0245. ATLANTEL, INC. v. COMMUNICATIONS INTERNATIONAL
GROUP, INC., et al.**

Upon review of respondent's motion for sanctions, it is ordered that the motion be denied.

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

JUN 11 2001

*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.*

W. Z. Math, Jr., Clerk.

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

95-021

ATLANTA, MAY 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0246

COTTON STATES MUTUAL INSURANCE COMPANY V. JOE DAVID TROWELL

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

95021

00SV002

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 09 2001

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.

Clerk.

W. Z. Martin, Jr.

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

98-021

ATLANTA, MAY 09, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0247

HAU T. DANG V. THE STATE

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

98021

01B06777

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 09 2001

*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.*

Clerk.

W. Z. Mathis, Jr.

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

ATLANTA, MAY 24, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0248
PIKE NURSERIES, INC., A/K/A PIKE FAMILY NURSERIES V. R. KENNETH ALLEN
ET AL

Upon consideration of the Application for 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.

99021

99A78184

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 24 2001

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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.



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

ATLANTA, MAY 30, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0249
FRED F. WOOD ET AL V. D. G. JENKINS HOMES, INC.

Upon consideration of the Application for 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.

97021

99C64075

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **MAY 30 2001**

*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.*

Clerk.



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

ATLANTA, MAY 24, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0250

RICHARD SNELSON V. THE STATE

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

93021

01SC02706

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 24 2001**

*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.*

Clerk.



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

ATLANTA, MAY 24, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0251

FRANK C. STEINEMANN, JR., ET AL V. RONALD R. DAY

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

92021

1999CV15297

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 24 2001

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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.



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

ATLANTA, MAY 30, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0252

JAMAL SELLERS V. THE STATE

Upon consideration of the Application for 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.

91021

2001CR00341

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 30 2001

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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.

W. Z. Martin, Jr.

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

ATLANTA, MAY 30, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0253

LITIKI SELLERS V. THE STATE

Upon consideration of the Application for 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.

91022

2001CR00361

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 30 2001**

*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.*

Clerk.



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

ATLANTA, MAY 29, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0254
SEWELL SALES & SERVICE, INC. V. TRAVELERS INDEMNITY OF AMERICA A/S/O I
VY'S CONDOMINIUM ASSOCIATION

Upon consideration of the Application for 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.

70021

99VS0149406 99VS0149407E

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 29 2001

*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.*


Clerk.

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

ATLANTA, MAY 31, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0255

D.O.T. V. CAROLYN W. DUPREE, ASMINISTRATRIX OF THE ESTATE OF BETTY N.
LAMB, DECEASED, AND SAMUEL LAMB

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

94022

98VS146389D

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 31 2001

*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.*

Clerk.

W. Z. Martin, Jr.

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

ATLANTA, MAY 31, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0256

WACHOVIA BANK OF GEORGIA, N.A. ETAL. V. YVONNE WINFREY

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

95022

1999CV15701

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 31 2001**

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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.



Court of Appeals of the State of Georgia

ATLANTA,

MAY 24 2001

The Court of Appeals hereby passes the following order:

A01I0257. MARY AGNES AVERY v. RODNEY COLEMAN.

Mary Agnes Avery filed this application seeking appellate review of an order of a magistrate court. However, under OCGA § 15-10-41 (b) (1), a judgment of a magistrate court may only be appealed to a state or superior court. Avery's failure to first appeal to the state or superior court deprives this Court of jurisdiction to consider this appeal. *Handler v. Hulsey*, 199 Ga. App. 751 (406 SE2d 225) (1991). Therefore, this application is DISMISSED.

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

MAY 24 2001

*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.*

W. Z. Martin, Jr. Clerk.

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

ATLANTA, JUNE 07, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0258
LIFESHARES GROUP, INC. ETAL V. KGE ASSOCIATES LIMITED PARTNERSHIP

Upon consideration of the Application for 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.

98022

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN - 7 2001

*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.*

Clerk.

W. Z. Hester

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

ATLANTA, JUNE 07, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0259

JOSEPH A. SAVAGE V. KGE ASSOCIATES LIMITED PARTNERSHIP

Upon consideration of the Application for 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.

98023

E43472

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JUN - 7 2001

*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.*

Clerk.

W. Z. Martin, Jr.

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

ATLANTA, JUNE 01, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0260
TRESSA MOULTON V. SANDRA WALLIS-CARTER

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

99022

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 1 2001

*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.*

Clerk.



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

ATLANTA, JUNE 08, 2001

The Court of Appeals hereby passes the following order:

APPLICATION NO. A01I0261

RAPID-ROOTER SEWER & DRAIN SERVICE, INC. V. NEEDA SPRATLIN RAINWATER
ET AL

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

97022

99MV726J

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 8 2001

*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.*

Clerk.

W. Z. Martin, Jr.

Court of Appeals of the State of Georgia

ATLANTA,

MAY 21 2001

The Court of Appeals hereby passes the following order:

A0110262. FRIENDLY CAB COMPANY, ET AL v. ALBANY CAB, ET AL.

On April 23, 2001, the Superior Court of Dougherty County signed an order denying the motion for injunction filed by plaintiffs Friendly Cab Company, et al. On May 3, 2001, the trial court granted plaintiffs a certificate of immediate review. On Tuesday, May 15, 2001, plaintiffs filed an application with this Court seeking interlocutory review of the order.

OCGA § 5-6-34 (b) provides that after a timely certificate of immediate review has been obtained of an order not otherwise subject to direct appeal, this Court may in its discretion permit an appeal to be taken from that order "if application is made thereto within ten days after such certificate is granted." Because plaintiffs Friendly Cab Company, et al., did not file the application for interlocutory review with ten days after the grant of the certificate, this application is hereby DISMISSED. *Genter v. State*, 218 Ga. App. 311 (460 SE2d 879) (1995).

MAY 21 2001

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

*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.*

W. Z. Martin, Jr., Clerk.