

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

ATLANTA, APRIL 21, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0236

MONA BALDWIN ET AL V. STATE FARM FIRE AND CASUALTY 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.

91020

02CV021244

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **APR 21 2003**

*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.

Will. L. Martin, Jr.

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

ATLANTA, APRIL 18, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0237

JIM HOGAN HOMES, INC. V. MERILEE A. HUFNAGEL ET AL

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

90020

99A107264

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **APR 18 2003**

*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.

Will. L. Mait; JR

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

ATLANTA, APRIL 04, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0238
LARRY WILLIAM PRUNCHAK V. THE STATE

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

94020

2002D44325

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **APR 04 2003**

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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 above written.*

Clerk.

Will. L. Mait; [Signature]

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

ATLANTA, APRIL 15, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0239

THE FULTON - DEKALB HOSPITAL AUTHORITY, D/B/A GRADY MEMORIAL
HOSPITAL A/K/A GRADY HEALTH SYSTEM V. RELIANCE TRUST COMPANY,
AS ADMINISTRATOR OF THE ESTATE OF TERRELL PETERSON, 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.

92020

01VS024643F

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 15 2003

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

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hereto affixed the day and year last above above written.*

Clerk.

Will L. Martin

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

ATLANTA, APRIL 09, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0240

LIFE UNIVERSITY, INC., ET AL V. SHAUNNA MORROW, ET AL

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

70020

03VS043594J

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 09 2003

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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 above written.*

Clerk.

William L. Maitland

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

ATLANTA, APRIL 09, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0241

SID E. WILLIAMS, ET AL V. SHAUNNA MORROW, ET AL

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

70021

03VS043594J

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 09 2003

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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.

C. Will. L. Mait; 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 29, 2003

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 **S03C1207**

SID E. WILLIAMS et al. v. SHAUNNA MORROW et al.

Clerk, Supreme Court of Georgia

Case No. A03I0241

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office

APR 30 2003

Clerk, Court of Appeals of Georgia

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

ATLANTA, APRIL 17, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0242
LAUREN CORBITT V. RICHARD NORTON ET AL

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

98021

00V0335

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

APR 17 2003

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

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

ATLANTA, APRIL 18, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0243

BENNY RICHIE WILLIAMS V. GILBERT SOUTHERN CORPORATION

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

71020

023138C

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **APR 18 2003**

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

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Clerk.

Will. L. Martin, Jr.

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

ATLANTA, APRIL 21, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0244

WILLIAM HORNSBY V. GILBERT SOUTHERN CORPORATION

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

71021

023139C

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **APR 21 2003**

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hereto affixed the day and year last above above written.*

Clerk.

Will. L. Matig

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

ATLANTA, APRIL 24, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0245
MICHAEL TITUS SMITH V. THE STATE

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

96021

02CR55471

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 24 2003

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

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hereto affixed the day and year last above above written.*

Clerk.

C. Will. L. Martin, Jr.

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

ATLANTA, APRIL 14, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0246

THOMAS W. MCKEE, M.D. V. ELIZABETH COLLINS STEPHENS, AS
REPRESENTATIVE OF THE ESTATE OF COREY RAY COLLINS, ET AL

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

97021

I991816F

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **APR 14 2003**

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

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Clerk.

C. Will. L. Mart; JR

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

ATLANTA, APRIL 17, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0247

ROBERT MITCHELL ET AL V. KWESI J. DEGRAFT - HANSON 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.

93021

2000CV18142

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **APR 17 2003**

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the minutes of the Court of Appeals of Georgia*

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

Will. L. Martin

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

ATLANTA, APRIL 17, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0248
COLDWELL BANKER REAL ESTATE CORPORATION V. KWESI
J. DEGRAFT - HANSON 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.

93022

2000CV18142

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 17 2003

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Clerk.

Will. L. Mart; JR

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

ATLANTA, APRIL 16, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0249

KEITH HAGGINS V. THE STATE

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

99021

CR021029FR

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 16 2003

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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 above written.*

Clerk.

William L. Martin, Jr.

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

ATLANTA, APRIL 29, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0250
RICHARD STEPHEN ELLIS V. THE STATE

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

91021
02CR189

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

APR 29 2003

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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 above written.*

Clerk.

Will. L. Martin, Jr.

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

ATLANTA, APRIL 29, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0251
WILLIAM T. "BUDDY" PIPER V. THE STATE

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

90021

03C26

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **APR 29 2003**

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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 above written.*

Clerk.

Will. L. Martin, Jr.

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

ATLANTA, APRIL 29, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0252

BARTOW PAVING COMPANY, INC. V. JUDY G. MOORE, WIDOW
AND ADMINISTRATIX OF THE ESTATE OF SEABORN E. MOORE

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.

94021

00CV1604

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 29 2003

*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.

C. Will. L. Mait; JR

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

ATLANTA, APRIL 24, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0253
FRANK BATTLE, SR. 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.

92021

02CR352410

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

APR 24 2003

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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 above written.*

Clerk.

C. Will. L. Martin, Jr.

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

ATLANTA, APRIL 17, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0254
GEORGE MARTIN, JR. 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.

95022
03CV637

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **APR 17 2003**

*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.

Will. L. Martin

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

ATLANTA, APRIL 25, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0256
VININGS JUBILEE PARTNERS, LTD. V. VININGS DINING, INC.,
D/B/A GARRISON'S

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.

98022

02D13059

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **APR 25 2003**

*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.

Will. L. Maitland

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

ATLANTA, APRIL 24, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0255

BILL HEARD CHEVROLET COMPANY V. DARRYL JENKINS

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

96022

SC02CV262

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 24 2003

*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.

Will. L. Mait; [Signature]

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

ATLANTA, MAY 09, 2003

The Court of Appeals passed the following order

Case No. A03I0255

BILL HEARD CHEVROLET COMPANY V. DARRYL JENKINS

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

96-022
SC02CV262

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta MAY 09, 2003*

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, 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: May 27, 2003

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 **S03C1345**

BILL HEARD CHEVROLET COMPANY v. DARRYL JENKINS

Clerk, Supreme Court of Georgia

Case No. A03I0255

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office

MAY 28 2003

Clerk, Court of Appeals of Georgia

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

ATLANTA, APRIL 25, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0257
RUBY TUESDAY, INC. V. CHERYL WOOD

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

97022

2001V31139

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

APR 25 2003

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

Will. L. Mait; JR

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order: **APR 16 2003**

A03I0258. DEERE & COMPANY et al. v. JPS DEVELOPMENT, INC. et al.

Deere & Company and John Deere Company filed this application for interlocutory appeal, seeking review of the trial court's March 3, 2003 order denying their motion to dismiss. The trial court executed and filed a certificate of immediate review on March 27, 2003, twenty-four days after the order denying the motion to dismiss was entered. For this Court to have jurisdiction to consider an application for interlocutory appeal, a certificate of immediate review must be filed with the trial court within ten days after entry of the order sought to be appealed. OCGA § 5-6-34 (b); *Turner v. Harper*, 231 Ga. 175, 176 (200 SE2d 748) (1973). The applicants' failure to have a certificate of immediate review filed with the trial court within ten days of entry of the order appealed from deprives this Court of jurisdiction to consider this application, which is hereby ordered DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **APR 16 2003**

*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. Matz, Jr., Clerk.

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

ATLANTA, APRIL 30, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0259

SARA LYNNE PALACIOS, ADMINISTRATRIX OF THE ESTATE OF
MICHAEL ANTHONY PALACIOS, DECEASED V. MALONE FREIGHT LINES, INC.,
ET AL

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

91022

02VS029156

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **APR 30 2003**

*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.

Will. L. Martine

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

ATLANTA, MAY 01, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0260
HOLT & HOLT, INC., V. CHOATE CONSTRUCTION COMPANY

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

90022

0211009942

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **MAY 01 2003**

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hereto affixed the day and year last above above written.*

Clerk.

C. Jill. L. Mait; R

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

ATLANTA, MAY 07, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0261
JEFF W. SMITH V. FREEMAN S. STOKES 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.

94022

01CV31259

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **MAY 07 2003**

*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.

C. Will. L. Mait; R

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

ATLANTA, MAY 05, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0262

CVL, INC. D/B/A LECRAW ASSOCIATES, ET AL V. CI, INC., ET AL

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

96026

01A7333

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 05 2003

*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.

Will. L. Martin, Jr.

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order: **APR 25 2003**

A03I0263. KEVIN FRANK SUMMERS v. THE STATE

Kevin Frank Summers filed this application for interlocutory appeal from the superior court's order denying his motion in autrefois convict, which is in substance a denial of a motion for a plea in bar on the basis of double jeopardy. Such an order 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). This Court will grant a timely application for interlocutory appeal if the order is subject to direct appeal and the applicant has not otherwise filed a timely notice of appeal. It appears that Summers has not filed a notice of appeal; therefore, the application is hereby GRANTED. Summers shall have ten days from the date of this order to file a notice of appeal in the superior court. 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 **APR 25 2003**

*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, Jr., Clerk.

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

ATLANTA, MAY 07, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0264

JERRY W. NEILL, INC., ET AL V. CHRISTOPHER P. BOSLET ET AL

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

71022

001945818

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **MAY 07 2003**

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

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hereto affixed the day and year last above above written.*

Clerk.

C. Will. L. Mait; [Signature]

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

ATLANTA, MAY 07, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0265
QUIKTRIP CORPORATION V. MARY QUESENBERRY

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.

95023

2001A86153

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 07 2003

*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.

Will. L. Martin, Jr.

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

ATLANTA, MAY 09, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0266
MEDIA ONE CABLE ADVERTISING OF METROPOLITAN ATLANTA,
LLC., ET AL V. SAMUEL WARREN

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

96023

01VS026305J

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 09 2003

*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.

Will. L. Martin, Jr.

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

ATLANTA, MAY 05, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0267

RICO WILLIAMS V. THE STATE

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

98023

02SC00931

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 05 2003

*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.

Will. L. Mait; JR

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order: **APR 25 2003**

A03I0268. JULIUS KENNEDY McCOGGLE v. THE STATE

Julius Kennedy McCoggle filed this application for interlocutory appeal, seeking review of the trial court's March 27, 2003 order denying his motion to suppress evidence. The trial court executed and filed a certificate of immediate review on April 8, 2003, twelve days after the order denying the motion to suppress was entered. For this Court to have jurisdiction to consider an application for interlocutory appeal, a certificate of immediate review must be filed with the trial court within ten days after entry of the order sought to be appealed, or, as in this case, by the next business day, should the tenth day fall on a weekend or holiday. OCGA § 5-6-34 (b); *Turner v. Harper*, 231 Ga. 175, 176 (200 SE2d 748) (1973). McCoggle's failure to have a certificate of immediate review timely filed with the trial court deprives this Court of jurisdiction to consider this application, which is hereby ordered DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **APR 25 2003**

*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, Jr., Clerk.

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order: **APR 22 2003**

A03I0269. ROOSEVELT HARRIS, JR. v. JOHN GILMORE.

Defendant Roosevelt Harris, Jr., has filed a timely application seeking interlocutory review of the order of the superior court granting the plaintiff a permanent injunction and granting in part and denying in part defendant's motion for summary judgment.

A direct appeal may be taken from all judgments or orders granting or refusing to grant applications for interlocutory or final injunctions. OCGA § 5-6-34 (a) (4); see *Auto Cash, Inc. v. Hunt*, 216 Ga. App. 239 (454 SE2d 162) (1995), overruled on other grounds, *Saxton v. Coastal Dialysis &c Clinic*, 267 Ga. 177 (476 SE2d 587) (1996). And, this court will grant an otherwise timely application for interlocutory appeal if the order is subject to direct appeal and the applicant has not otherwise filed a timely notice of appeal. The above styled application is therefore GRANTED.

It initially appears from the information contained in this application that this court rather than the Supreme Court of Georgia, has appellate jurisdiction over this application. The underlying subject matter generally controls over the relief sought in determining the proper procedure to follow to appeal. *Rebich v. Miles*, 264 Ga. 467, 468 (448 SE2d 192) (1994). But whether this case lies within the jurisdiction of this court or the Supreme Court depends on whether the underlying issue sought to be appealed concerns the legality or propriety of injunctive relief, or whether the grant or denial of such relief was merely ancillary to underlying issues of law or would have been routine once the underlying issues of law were resolved. *Beauchamp v. Knight*, 261 Ga. App. 608, 609 (2) (409 SE2d 208) (1991); compare

Glynn County v. Waters, 268 Ga. 500, 501 (1) (491 SE2d 370) (1997). Accordingly, the parties should address the question of appellate jurisdiction in their briefs.

Harris shall have ten days from the date of this order to file a notice of appeal with the superior court. 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 **APR 22 2003**

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,

The Court of Appeals hereby passes the following order: **APR 25 2003**

A03I0270. ARLETHA LOVE ET AL. v. GEORGIA TRANSMISSION CORPORATION.

Aretha Love, and a number of persons collectively referred to as the "Love Family", filed this application seeking review of orders of the superior court entered in two in rem condemnation proceedings which adopt the award and findings of fact and conclusions of law of the Special Master, as amended including rulings on all non-value issues as well as value issues. A certificate of immediate review was filed on March 17, 2003. This application was filed on April 17, 2003, or 31 days after the filing of the certificate of immediate review.

An application for interlocutory review must be filed within 10 days of the date that a certificate of immediate review was entered. OCGA § 5-6-34 (b); *Genter v. State*, 218 Ga. App. 311 (460 SE2d 879) (1995). Because the Love Family failed to timely file their application, this Court is without jurisdiction to consider it. Therefore, this application for interlocutory review is ordered 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.*

Will. L. Martin, Jr., Clerk.

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

ATLANTA,

The Court of Appeals hereby passes the following order: **MAY 16 2003**

**A03I0271. UNITED STATES FIDELITY & GUARANTY CO., et al. v.
MOBLEY.**

Because it appears that this case has been dismissed with prejudice in the court below, the above styled application for interlocutory appeal is hereby *dismissed* as moot.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 16 2003

*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.*

C. Will. L. Martin, Jr., Clerk.

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

ATLANTA, MAY 09, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0272
JENNIFER ANN WHITNEY V. THE STATE

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

90023

02D53084

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

MAY 09 2003

*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.

Will. L. Martin, Jr.

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

ATLANTA, MAY 12, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0273
ATLANTA CASUALTY CO. V. ELAINE GORDON

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.

94023
00SV779

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **MAY 12 2003**

*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.

Will. L. Mant; JR

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order: **MAY 06 2003**

A03I0274. KIMBERLY HOLLIS MILES ET AL v. JOE LOUIS WILBORN ET AL.

Plaintiffs Kimberly Hollis Miles, et al., seek an interlocutory review of the order, entered March 25, 2003, granting the motion filed by Joe Louis Wilborn, et al., to open default judgment. See generally *Laff Lines, Ltd. v. Dimauro*, 186 Ga. App. 24 (366 SE2d 375) (1988). On April 10, 2003, the trial court granted a certificate of immediate review of the order. Under OCGA § 5-6-34 (b), a certificate of immediate review must be granted within 10 days of the date of entry of the interlocutory order sought to be appealed. *Bowers v. Price*, 168 Ga. App. 125, 126 (308 SE2d 420) (1983). Because the certificate of immediate review was not granted until 16 days after the order was entered, this court lacks jurisdiction over this application and it is ordered DISMISSED.

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **MAY 06 2003**

*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.*

C. Will. L. Maitland, Clerk.

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

ATLANTA, MAY 16, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0275

ROY BASHFORTH ET AL V. VICTOR RAUL ESPERON BENITEZ

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

70023

01A52663

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 16 2003**

*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.

Will. L. Mart; JR

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

ATLANTA, JUNE 02, 2003

The Court of Appeals passed the following order

Case No. A03I0275

ROY BASHFORTH ET AL V. VICTOR RAUL ESPERON BENITEZ

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

70-023
01A52663

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta JUN 02, 2003*

*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

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: June 23, 2003

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 **S03C1482**

ROY BASHFORTH v. VICTOR RAUL ESPERON BENITEZ et al.

Clerk, Supreme Court of Georgia

Case No. A03I0275

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office

JUN 25 2003

Clerk, Court of Appeals of Georgia

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

ATLANTA May 15, 2003

The Court of Appeals hereby passes the following order:

**A03I0276. FIRSTLINE CORPORATION v. DALTON MACHINERY &
SURPLUS, INC., ET AL.**

Upon consideration of the motion for withdrawal of the above styled application, it is hereby ordered that said motion be GRANTED.

71-023

78920T

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta May 15, 2003*

*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. Maitland, Clerk.

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

ATLANTA, MAY 05, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0277

JAMES F. BRAY 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.

95024

03CR0032

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 05 2003

*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.

Will. L. Mart; JR

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

ATLANTA, MAY 15, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0278
DWAN OUTLAW ET AL V. THE STATE

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

96024

02SC06537

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 15 2003**

*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.

Will. L. Mait; JR

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

ATLANTA, MAY 13, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0279
JENNIFER S. MCGARRY V. CINGULAR WIRELESS

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.

98024

2002CV47930

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 13 2003**

*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.

Will. L. Martine

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

ATLANTA, MAY 14, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0280
THE OCONEE COMMUNITY SERVICE BOARD V. WILBERT HOLSEY, JR.,
AS ADMINISTRATOR OF THE ESTATE OF LUCY HOLSEY 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.

97024

01CV36493F

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **MAY 14 2003**

*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.

C. Will. L. Martin, Jr.

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

ATLANTA, MAY 20, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0281

WENDY ANN JACKSON ET AL V. ALLISON HEARD

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.

93024

01CV1000

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **MAY 20 2003**

*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.

C. Vill. L. Mait; JR

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

ATLANTA, MAY 12, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0282

GEORGE BRAHN , M.D., ET AL V. SYLVIA YOUNG 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.

99024

2000V29611

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 12 2003**

*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.

Will. L. Martin, Jr.

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

ATLANTA, MAY 21, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0283
MCKESSON, INC., ET AL V. HOLCOMBE T. GREEN, 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.

91024

2002CV48407 2002CV48612

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 21 2003**

*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.

Will. L. Mait; R

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

ATLANTA, MAY 13, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0285
RICKO LASHAWN GRIFFIN V. THE STATE

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

94024

2002FE427F

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **MAY 13 2003**

*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.

Will. L. Mait; JR

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

ATLANTA, MAY 30, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0286

FIELDLE FARM CORPORATION V. LENNA GORDON

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

92024

02VS034885F

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 30 2003

*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. Martini

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: June 19, 2003

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 **S03C1474**

FIELDALE FARMS CORPORATION v. LENNA GORDON

Clerk, Supreme Court of Georgia

Case No. A03I0286

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office **JUN 23 2003**

Clerk, Court of Appeals of Georgia

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

ATLANTA, MAY 19, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0287

DEERE & COMPANY ET AL V. JPS DEVELOPMENT, 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.

70024

02CV2003I

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 19 2003

*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.

C. Will. L. Martin, Jr.

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order: **MAY 28 2003**

**A03I0288. MARK E. KNUTSEN ET AL. v. ATLANTA WOMEN'S
SPECIALISTS OBSTETRICS AND GYNECOLOGY ET AL.**

On April 9, 2003, the trial court in this case granted the motion to dismiss of defendants Atlanta Women's Specialists Obstetrics and Gynecology (AWS Physicians, P.C.), Maury L. Fradkin, Yvette M. Smith, Carol A. Gourley, Ellen Martin, Tiffany Postell, Juanita W. Hathaway, Yolanda Rozier, Northside Hospital, L. Spiller, W. Rovee, Toyona Hughes, Northside Anesthesiology Consultants, LLC, Richard Scott Ballanrd and Eric Tucker. Other defendants remain in the case. The trial court, however, determined that there was no just reason for delay and directed that the order be entered as a final judgment pursuant to OCGA § 9-11-54 (b). The plaintiffs filed this application for interlocutory review from the order. Because the trial court directed that the order be entered as a final judgment under OCGA § 9-11-54 (b), the plaintiffs were required to file a direct appeal, not an interlocutory application. We note that plaintiffs in fact have also filed a timely notice of direct appeal from this order in the trial court. The application is thus hereby DISMISSED.

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

MAY 28 2003

*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, Jr., Clerk.

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

ATLANTA, MAY 09, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0289
ALLEN JEROME WILLIAMS V. THE STATE

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

95025

02B33141

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

MAY 09 2003

*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.

Will. L. Mait; [Signature]

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

ATLANTA, JUNE 03, 2003

The Court of Appeals passed the following order

Case No. A03I0289

ALLEN JEROME WILLIAMS V. THE STATE

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

95-025
02B33141

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta JUN 03, 2003*

*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, 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: June 20, 2003

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 **S03C1485**

ALLEN JEROME WILLIAMS v. THE STATE

Clerk, Supreme Court of Georgia

Case No. A03I0289

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office

JUN 25 2003

Clerk, Court of Appeals of Georgia

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

ATLANTA, MAY 28, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0290

STEPHEN J. SWANBERG ET AL V. ANSLEY MARINE CONSTRUCTION,
INC., ET AL

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

96025

CV020428KA

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 28 2003**

*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.

Will. L. Maitland

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

ATLANTA, JUNE 02, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0291

HOWARD L. DILLARD ET AL V. ATHENS-CLARKE COUNTY

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

98025

SU01CV0843J

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 02 2003

*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.

C. Will. L. Mait; R

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

ATLANTA, MAY 19, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0292

GEORGIA FARM BUREAU MUTUAL INSURANCE COMPANY V.

NATALIE TRENISE WILLIAMS

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.

97025

02B02CV152

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 19 2003

*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.

Will. L. Martin, Jr.

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

ATLANTA, JUNE 02, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0293
PRISON HEALTH SERVICES, INC., ET AL V. DEBRA D. MASTRILLI
AS ADMINISTRATOR OF THE ESTATE OF MACHERA HENDERSON, ET AL

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

93025

02C70754

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

JUN 02 2003

*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.

Will. L. Mait; R



SUPREME COURT OF GEORGIA
Case No. S03I0999

Atlanta

MAY 02 2003

2003 MAY -2 PM 3:11
CLERK'S OFFICE
COURT OF APPEALS OF GEORGIA

The Honorable Supreme Court met pursuant to adjournment.

The following order was passed.

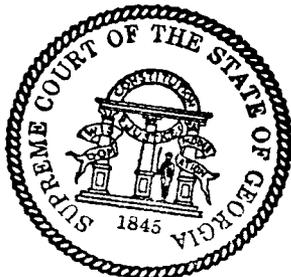
HAROLD W. GORE et al. v. G. WILLIAM FLOYD

This is an application for interlocutory appeal by Harold and Barbara Gore from the non-final orders of the Superior Court of Rabun County involving the default on a promissory note and guaranty. Inasmuch as the case went to trial before a jury solely on Floyd's counterclaim regarding the enforceability of a note and guaranty, and the issue of the amount of the Gores' debt to Floyd, this application does not involve this Court's jurisdiction in title-to-land cases. See 1983 Ga. Const., Art. VI, Sec. VI, Par. III (1). Accordingly, this application is hereby transferred to the Court of Appeals.

FILED IN OFFICE

MAY 02 2003

CLERK COURT OF APPEALS OF GA



SUPREME COURT OF THE STATE OF GEORGIA
Clerk's Office, Atlanta

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

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

Leym M. Strickland, Chief Deputy Clerk

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

ATLANTA, MAY 29, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0294

HAROLD W. GORE ET AL V. G. WILLIAM FLOYD

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

99025

02CV89W

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 29 2003

*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.

Will. L. Martin, Jr.

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

ATLANTA, MAY 29, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0295
SCOTTY 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.

91025
02FCR180H

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **MAY 29 2003**

*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.

Will. L. Mait; JR

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

ATLANTA, JUNE 03, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0296
MACINTYRE & EDWARDS, INC. V. SCOTT RICH 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.

90025
02CV0411

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 03 2003

*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. Martini

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

ATLANTA, MAY 20, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0297

CITY OF COLQUITT, GEORGIA., ET AL V. DEBRA KIM HOLT

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

94025

2002V003

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 20 2003**

*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.

C. Will. L. Mait; R

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order: **JUN 03 2003**

A03I0298. GLORIA SMITH ET AL. v. THE STATE

Gloria and Dwayne Smith filed this application for interlocutory appeal from the superior court's April 11, 2003, order denying their "Motion for Dismissal/Demurrer." The certificate of immediate review was filed on May 5, 2003, twenty-four days after the order denying the motion was entered. For this Court to have jurisdiction to consider an application for interlocutory appeal, a certificate of immediate review must be filed with the trial court within ten days after entry of the order sought to be appealed. OCGA § 5-6-34 (b); *Turner v. Harper*, 231 Ga. 175, 176 (200 SE2d 748) (1973). The applicants' failure to have a certificate of immediate review timely filed with the trial court deprives this Court of jurisdiction to consider this application, which is hereby ordered DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUN 03 2003**

*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, Jr., Clerk.

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

ATLANTA, MAY 22, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0299

PITTARD V. THE STATE

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

92025

02SR1042

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 22 2003

*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.

Will. L. Mait; R

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

ATLANTA, MAY 27, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0300
FIRST SELECT CORPORATION V. MARK DOTSON

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.

70025

00C35833 03C27373

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 27 2003

*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.

Will. L. Mait; JR

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

ATLANTA, JUNE 04, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0301

CARE MORE, INC., ET AL V. WILL H. MAPLES, JR., ET AL

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

71025

49647

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JUN 04 2003

*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.

Will. L. Martini

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

ATLANTA, MAY 27, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0302
THOMAS F. WORTHY V. JOSH ELLER

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.

95026

SC2002CV0770

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 27 2003**

*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.

Will. L. Martin

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

ATLANTA, JUNE 03, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0303

FLUOR ENTERPRISES, INC. V. GARY M. CONNER, SR., ET AL

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

98026

99V204

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 03 2003

*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.

Will. L. Mait; [Signature]

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

ATLANTA, MAY 28, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0304
CHRISTOPHER KEMP V. THE STATE

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

97026

03B16803Q

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 28 2003

*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.

Will. L. Mat; [Signature]

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

ATLANTA, JUNE 09, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0305

QUICK FLEET TIRE SALES, INC., ET AL V. LONZIE JINKS

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

93026

2000CV21230

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 09 2003

*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.

C. Will. L. Martin, Jr.

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

ATLANTA, MAY 22, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0306

DEAN A. HOLSAPPLE ET AL V. GLORIA N. SMITH

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.

99026

02A102177

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

MAY 22 2003

*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.

Will. L. Matting

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

ATLANTA, JUNE 05, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0307
BRAD SMITH ET AL V. JAMES LONG ET AL

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

91026

01A811972

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 05 2003

*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. Martini

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

ATLANTA, JUNE 05, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0308

COLUMBIA FAIRVIEW PARK HOSPITAL V. THERESA WARE - ASBURY

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

90026

20010774S

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUN 05 2003**

*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.

C. Will. L. Martini

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order: **MAY 27 2003**

A03I0309. A. D. A. M., INC., ET AL v. JOSHUA SILBER.

Defendants A. D. A. M., Inc., et al., seek interlocutory review of the order, entered April 28, 2003, granting plaintiff's motion for class certification on certain claims. On the same date, April 28, 2003, the superior court granted a certificate of immediate review of the order. Under OCGA § 5-6-34 (b), 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. *Genter v. State*, 218 Ga. App. 311 (460 SE2d 879) (1995). In this instance, the application was received and filed on May 12, 2003.

Since the application was filed 14 days after the entry of the certificate for immediate review, the application is untimely, and this Court lacks jurisdiction to consider the application. Therefore, this application for interlocutory appeal is hereby DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **MAY 27 2003**

*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. Matijevic, Clerk.

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

ATLANTA May 30, 2003

The Court of Appeals hereby passes the following order:

A03I0310. MARQUEITH HENDERSON v. THE STATE.

Upon consideration of the motion for withdrawal of the above styled application, it is hereby ordered that said motion be GRANTED.

92-026

02CT259, 02CT260, 02CT261, 02CT262

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta May 30, 2003*

*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. Mait; JR, Clerk.

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

ATLANTA, JUNE 02, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0311
TRAVIS STRICKLAND V. THE STATE

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

70026

S2003CR279

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUN 02 2003**

*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.

Will. L. Matier

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

ATLANTA, JUNE 05, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0312

MIGUEL RIVERA V. THE STATE

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

71026

0290511740

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUN 05 2003**

*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.

Will. L. Martin, Jr.

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

ATLANTA, JUNE 09, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0313

TAMMY MILLER EMANUEL V. W.B. MILLER, III ET AL

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

95027

01CV130

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 09 2003

*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.

C. Will. L. Mart; R

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

ATLANTA, JUNE 10, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0314

BY - DESIGN OF NORCROSS, INC., ET AL V. JOSEPHINE S. GRAHAM

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

96027

2002CV50257

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 10 2003

*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.

C. Will. L. Marti; JR

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

ATLANTA, JUNE 19, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0315
MICHELLE HAMMOND V. CARNETT'S 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 State Court is directed to include a copy of this order in the record transmitted to the Court of Appeals.

98027

02C77622

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

JUN 19 2003

*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.

C. Will. L. Martin

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

ATLANTA, JUNE 05, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0316

SAMMY L. FOWLER ET AL V. PIEDMONT DEVELOPMENT CO.
OF JASPER, L.P., MMG, INC., D/B/A HILL REALTY ET AL

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

97027

990377T

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 05 2003

*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.

Will. L. Matz, Jr.

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

ATLANTA, JUNE 16, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0317
THOMAS BROWN V. MARY ELIZABETH ALMAND

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

93027

99A553812

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 16 2003

*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.

Will. L. Mart; JR

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

ATLANTA, JUNE 03, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0318
FARMERS AND MERCHANTS BANK OF EATONTON, GEORGIA
V. DAVID L. TATE 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.

99027

01CV38712

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUN 03 2003**

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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 above written.*

Clerk.

William L. Martin

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

ATLANTA, JUNE 18, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0319

HARRY A. BLAZER 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.

91027

267859

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **JUN 18 2003**

*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.

C. Will. L. Maitland

**Seals
e of Georgia**

ATLANTA, JUNE 03, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0320
GLEN FALLS INSURANCE COMPANY ET AL V. SCOTT
RICH 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.

90027

02CV0411

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **JUN 03 2003**

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the minutes of the Court of Appeals of Georgia*

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

Will. L. Marti

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

ATLANTA, JUNE 06, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0321
THE KROGER COMPANY V. ARMENE C. FORD

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

94027

I002432F

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 06 2003

*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.

Will. L. Mait; JR

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

ATLANTA, JUNE 12, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0322

TOBIJAH SCRADERS 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.

92027

02CR55332

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JUN 12 2003

*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.

Will. L. Martin, JR

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

ATLANTA, JUNE 04, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0323

SHANELLE BACON V. THE STATE

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

70027

01R1244

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 04 2003

*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.

C. Will. L. Martin, 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: June 23, 2003

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 **S03C1495**

SHANELLE BACON v. THE STATE

Clerk, Supreme Court of Georgia

Case No. A03I0323

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office

JUN 27 2003

Clerk, Court of Appeals of Georgia

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

ATLANTA,

The Court of Appeals hereby passes the following order: **JUN 20 2003**

A03I0324. SEARS TERMITE AND PEST CONTROL v. DURDEN.

On May 12, 2003, the superior court issued a certificate of immediate review referencing an order issued on April 30, 2003. Also on May 12 an order was entered granting reconsideration of that previous order and setting the April 30 order aside. Because the order certified for immediate review has already been set aside by further order of the court, this application is *dismissed* as moot.¹

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUN 20 2003**

*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, JR.
....., Clerk.

¹While we acknowledge that applicants clearly wish to appeal from the order signed on May 9 and filed on May 12, as the respondent correctly notes, that order was not certified by the trial court for immediate review.

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

ATLANTA, JUNE 11, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0325
DEPARTMENT OF TRANSPORTATION V. ANDREW CAREY
BUNN, SR., 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.

95028

02CV1490M 02CV1491M

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 11 2003

*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.

C. Will. L. Martini

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

ATLANTA, JUNE 17, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0326

THE SHRIMP BOAT OF ROME, INC., V. ROBERT MICHAEL GRAY ET AL

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

96028

02CV26223

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta JUN 17 2003

*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.

Will. L. Mart; JR

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

ATLANTA, JUNE 20, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0327

KATHLEEN VANVALKENBURG V. HYO SIN CHO ET AL

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

98028

00VS008962F

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 20 2003

*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.

C. Will. L. Mait; R

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

ATLANTA, JUNE 25, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0328

DANIEL BERNSTEIN V. THE STATE

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

97028

02ST0031

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **JUN 25 2003**

*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.

Will. L. Mat; R

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

ATLANTA, JUNE 17, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0329
CITY OF BARNESVILLE, GEORGIA V. JESSIE LITTLEJOHN

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.

93028
02B11S

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **JUN 17 2003**

*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.

Will. L. Mait; JR

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

ATLANTA, JUNE 16, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0330
KATHRYN A. HUGHES, M.D., ET AL V. ALEXANDRIA
PSOMIADIS 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.

99028

01VS018334E

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 16 2003

*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.

William L. Maitland

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

ATLANTA, JUNE 09, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0331
MICHAEL TRAE SETTLES V. THE STATE

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

91028

SU02CR220P

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 09 2003

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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 above written.*

Clerk.

Will. L. Mait; R

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

ATLANTA, JUNE 18, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0332

MICHAEL RAYMOND LUCAS, JR. V. ROY LEE JOHNSON 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.

90028

00CV20746

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUN 18 2003**

*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.

William L. Matz, Jr.

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

ATLANTA, JUNE 18, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0333
THOMAS ERIC ROGERS V. THE STATE

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

94028

0200558

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 18 2003

*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.

Will. L. Marti, Jr.

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order: JUN 06 2003

A03I0334. Robert Ray Walls v. Sharon Renee Williams Walls

Robert Ray Walls and Sherry Myrna Walls (the "Walls") filed this application for interlocutory appeal seeking review of the trial court's interlocutory order finding their status as grandparents no longer existed after the adult adoption of their adopted son by his biological mother and transferring temporary custody of the minor child to her father, John Robert Walls n/k/a John Robert Conner ("Conner"). This case was brought by Conner as a divorce action which is still pending. The Walls moved to intervene in the divorce action pursuant to OCGA § 19-7-1 (b) (1).

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. *Swanson v. Swanson*, S03A0663 (decided May 5, 2003); *Bailey v. Bailey*, 266 Ga. 832 (471 SE2d 213) (1996); *Jones v. Jones*, 258 Ga. 353 (369 SE2d 478) (1988). Thus, this Court lacks jurisdiction to consider this application. Accordingly, this application is ordered TRANSFERRED to the Supreme Court.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta JUN 06 2003

*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. Maitland, Clerk.

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

ATLANTA, JUNE 20, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0335

JOSEPH KENDALL ET AL V. JOSHUA WESTER, BY AND THROUGH
HIS MOTHER AND NEXT FRIEND SHERI WESTER., ET AL

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

70028

01A32556

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 20 2003

*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.

Will. L. Maiti

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

ATLANTA, JUNE 26, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0336
THE JAMES GROUP, INC., ET AL V. L.P. DRYWALL, 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.

71028

0111011334

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 26 2003

*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, JUNE 26, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0337
MICHAEL P. FALCO ET AL V. CURRY MANAGEMENT
CORPORATION D/B/A CURRY REALTORS-INSURORS ET AL

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

95029

20021119S

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 26 2003

*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.

Will. L. Matz, Jr.

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

ATLANTA, JUNE 26, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0338

KENNETH STALEY ET AL V. MAEDEH SAYFI ET AL

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

96029

02A47686

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUN 26 2003**

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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 above written.*

Clerk.

Will. L. Mait; R

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

ATLANTA, JUNE 20, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0339
CS-LAKEVIEW AT GWINNETT, INC., A DELAWARE CORPORATION
V. SIMON PROPERTY GROUP, INC., ET AL

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

98029

02A21604

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 20 2003

*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.

C. Will. L. Maitland

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

ATLANTA, JUNE 18, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0340
TIM MCTYRE V. CITY OF POWDER SPRINGS

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

97029

001828122

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 18 2003

*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.

Will. L. Martine

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

ATLANTA, JULY 03, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0341

SANDRA L. HOWINGTON V. THOMAS L. BUFFINGTON 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.

93029

2000CV365

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 03 2003

*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.

Will. L. Martin, Jr.

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

ATLANTA, JULY 16, 2003

The Court of Appeals passed the following order

Case No. A03I0342

FREDRICK T. ARTIS, ET AL V. WILLIE J. CRAWL, ET AL

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

99-029
99VS0152585B

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta JUL 16, 2003*

*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,

The Court of Appeals hereby passes the following order: **JUN 26 2003**

A03I0343. DOUGLAS T. SMITH, ET AL. v. NATIONWIDE MORTGAGE SERVICES.

Douglas T. Smith filed this application seeking appellate review of an order granting in part and denying in part various motions filed by defendants. Because Smith's application is from a non-final order and lacks a timely certificate of immediate review, it cannot be considered by this Court under either OCGA § 5-6-34 (b) or OCGA § 5-6-35. Moreover, even if Smith's application did contain a valid certificate of immediate review filed on the latest date permissible under OCGA § 5-6-34 (b), the application would be untimely. Therefore, Smith's application is DISMISSED for lack of jurisdiction.

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **JUN 26 2003**

*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. Maitland, Clerk.

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

ATLANTA, JUNE 26, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0344

GEORGIA 400 INDUSTRIAL PARK, INC. V. FORSYTH COUNTY, GEORGIA

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

90029

02CV1828

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUN 26 2003

*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.

Will. L. Mat; R

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

ATLANTA, JUNE 27, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0345

STATESBORO MALL CINEMA NINE V. GLORIA WILLIAMS

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.

94029

1B00CV002W

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUN 27 2003**

*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.

Will. L. Maitier

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

ATLANTA, JUNE 26, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0346
SEMBLER ATLANTA DEVELOPMENT I, LLC., ET AL V. AFFAIRS
TO REMEMBER CATERERS 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.

92029

2002CV52745

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUN 26 2003**

*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.

Will. L. Martin, Jr.

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

ATLANTA, JULY 03, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0347

DAVID MEAGHER ET AL V. REGINA QUICK., ADMINISTRATOR
OF THE ESTATE OF JAMARIO MONTEZ MARSHALL

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.

70029

SU00CV0320S

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUL 03 2003**

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

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hereto affixed the day and year last above above written.*

Clerk.

C. Will. L. Maitland

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

ATLANTA, JULY 09, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0348

FLASH FOODS V. JOHNNY MINTON

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

71029

2002SUV254

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 09 2003

*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.

Will. L. Mait; [Signature]

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

ATLANTA, JULY 07, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0349
KEVIN SHANE WHELCHER V. THE STATE

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

95030

02CR0851C

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 07 2003

*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.

C. Will. L. Mait; R

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

ATLANTA, JULY 02, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0350
RESZUE ROBATEAU V. SHAWNTAE HARRIS

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

96030

02VS029815G

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **JUL 02 2003**

*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.

C. Will. L. Martin, Jr.

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

ATLANTA, JUNE 27, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0351

GWINNETT HEALTH SYSTEM, INC., ET AL V. LOLADE DELU 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.

98030

02C11754

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUN 27 2003**

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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.

Will. L. Martin, Jr.

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

ATLANTA, JULY 11, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0352
GEOFFREY P. GITNER ET AL V. BKJB PARTNERSHIP

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

97030

02VS035222E

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 11 2003

*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.

A handwritten signature in black ink, appearing to read "C. J. ...", is written over a horizontal line. The signature is slanted and somewhat stylized.

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: July 25, 2003

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 **S03C1657**

GEOFFREY F. GITNER et al. v. BKJB PARTNERSHIP et al.

Clerk, Supreme Court of Georgia

Case No. A03I0352

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office

JUL 28 2003

Clerk, Court of Appeals of Georgia

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

ATLANTA, JULY 10, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0353

JAN S. MURRAY V. REYNALDO VERGARA HERNANDEZ 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.

93030

02VS027263

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUL 10 2003**

*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.

Will. L. Martin, Jr.

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

ATLANTA, JULY 02, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0354

BILLY RAY SMITH V. THE STATE

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

99030

S2001CR648

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 02 2003

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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 above written.*

Clerk.

C. Will. L. Martin, Jr.

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

ATLANTA, JULY 11, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0355

ANSEL B. FULMORE ET AL V. CSX TRANSPORTATION, 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.

91030

91V932

91V933

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 11 2003

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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. Marti, Jr.

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

ATLANTA, JULY 08, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0356
HOUSTON COUNTY HOSPITAL AUTHORITY ET AL
V. JAMES Q WHITAKER, M.D., ET AL

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

90030

2002V73527N

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 08 2003

*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.

Will. L. Matier

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

ATLANTA, JULY 17, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0357
RACETRAC PETROLEUM, INC. V. CALVIN SMITH

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

94030

5777

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 17 2003

*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.

Will. L. Mait; R

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

ATLANTA, JULY 16, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0358
KIMBERLY D. WOODS AS LEGAL GUARDIAN OF JOHN L. WOODS
V. HAROLD S. ENGLER, M.D., ET AL

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

92030

99RCSC76 2001RCSC817

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 16 2003

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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 above written.*

Clerk.

Will. L. Mait; R

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

ATLANTA, JULY 18, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0359

DR. DENNIS HERENDEEN., ET AL 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.

70030

00CR2890

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUL 18 2003**

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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 above written.*

Clerk.

Will. L. Martin

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

ATLANTA, JULY 15, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0360
MARDITH JOHNSTON V. LISA K. NORTON

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

71030

0101716

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

JUL 15 2003

*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, JULY 15, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0361

TAZWELL WINGO ET AL V. RONALD HARRISON 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.

95031

2002A23182

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 15 2003

*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.

Will. L. Mait; JR

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

ATLANTA, JULY 15, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0362
LINDA C. CARTWRIGHT 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.

96031

2003CR51C

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 15 2003

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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 above written.*

Clerk.

William L. Matier

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

ATLANTA, JULY 23, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0363

CARTER J. JAUDON, JR., ET AL V. RUSSELL L. WATERS ET AL

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

98031

CV001080FR

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUL 23 2003**

*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.

Will. L. Maitie

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

ATLANTA, JULY 11, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0364

R.B. BAKER CONSTRUCTION, INC., ET AL V. THOMAS ALLEN SPARKS,
A MINOR BY AND THROUGH HIS NEXT FRIENDS AND GUARDIANS AD LITEM
ARON G. WEINER., ET AL

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

97031

I003473G

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 11 2003

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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 above written.*

Clerk.

C. Will. L. Martin, Jr.

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

ATLANTA, JULY 21, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0365
DANA HENRY STRICKLAND V. THE STATE

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

93031

2002CR1726C

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **JUL 21 2003**

*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.

Will. L. Martin

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

ATLANTA, JULY 16, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0366
KEVIN DAVID OLDHAM V. BRANDY DAWN SELF AS ADMINISTRATRIX
OF THE ESTATE OF STEPHEN AM SUMOWSKI, DECEASED

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

99031

20010812S

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **JUL 16 2003**

*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.

C. Jill L. Martin

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

ATLANTA, JULY 24, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0367
THE KRYSTAL COMPANY V. MARY ESTELLA COHEN

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.

91031
0201028

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **JUL 24 2003**

*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.

Will. L. Matier

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

ATLANTA, JULY 23, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0368

PATRICK MCCAY ET AL V. FELTON ELDERS ET AL

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

90031

I014607G

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 23 2003

*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.

Will. L. Matz, Jr.

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

ATLANTA, JULY 22, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0369

GEORGIA TELEVISION COMPANY D/B/A CHANNEL-2 TV NEWS

V. KATHY ANN NICHOLS ET AL

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

94031

99A063234

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUL 22 2003**

*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.

C. Will. L. Martin, 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: August 11, 2003

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 **S03C1743**

GEORGIA TELEVISION COMPANY, d/b/a WSB-TV v. KATHY ANN NICHOLS et al.

Clerk, Supreme Court of Georgia

Case No. A03I0369

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office

AUG 12 2003

Clerk, Court of Appeals of Georgia

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

ATLANTA, AUGUST 06, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0370
PINE MOUNT, L.L.C. V. PINE CREEK, L.L.C.

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

92031

98A71533

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **AUG 06 2003**

*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.

Will. L. Martin

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order: **JUL 18 2003**

A03I0371. JEREMY SPEAKER v. THE STATE.

Jeremy Speaker seeks an interlocutory review of the order denying his motion to suppress. The underlying issue in this case is whether the criminal statute, OCGA § 16-12-100, underpinning the granting of the search warrant was unconstitutionally applied in view of the Supreme Court's recent holding in *In re J. M.*, 276 Ga. 88 (SE2d) (2003). The issue of the constitutionality or the unconstitutional application of OCGA § 16-12-100 was timely raised and ruled upon by the trial court in its order denying the motion to suppress.

The Supreme Court shall exercise exclusive appellate jurisdiction in all cases involving the construction of the Constitution of the State of Georgia or of the United States. Georgia Constitution of 1983, Article VI, Section VI, Paragraph II (1). Additionally, the resolution of merits of this application also will involve a determination regarding the scope of the right of privacy under the Constitution of the State of Georgia. See generally Constitution of the State of Georgia, Article I, Section I, Paragraph I; *Powell v. State*, 270 Ga. 327, 328 (3) (510 SE2d 18) (1998); *King v. State*, 272 Ga. 788, 789 (1) (535 SE2d 492) (2000). 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 TRANSFERRED to the Supreme Court of Georgia for appropriate disposition.

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

JUL 18 2003

*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, JULY 29, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0372

FRANK W. BELL, ET AL V. JOAN ZEIGLER ET AL

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

71031

2002CV47492

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **JUL 29 2003**

*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.

Will. L. Martine

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

ATLANTA, JULY 29, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0373
FRANK W. BELL ET AL V. JOAN ZEIGLER ET AL

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

71032

2002CV47492

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **JUL 29 2003**

*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.

Will. L. Mait; [Signature]

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

ATLANTA, AUGUST 05, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0374
MAYFAIR TOWER, L.P., ET AL V. MAYFAIR TOWER CONDOMINIUM
ASSOCIATION, 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.

95032

2002CV55816

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **AUG 05 2003**

*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.

Will. L. Martin

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

ATLANTA, JULY 25, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0375
WILLIAM H. NICKLE ET AL V. SANDRA LEE NICKLE

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

96032

SU02CV236T

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 25 2003

*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.

Will. L. Matier

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

ATLANTA, AUGUST 06, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0376

VICKI DEESE D/B/A VICKI O'S BEAUTY SALON V. KAY H. AYERS

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

98032

01V000888

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **AUG 06 2003**

*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.

Will. L. Martin

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

ATLANTA, AUGUST 11, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0377

HOSPITAL CORPORATION OF LANIER V. JUNE W. WILLIAMS 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.

97032

02CV1116J

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **AUG 11 2003**

*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.

Will. L. Maitland

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order: **AUG 06 2003**

A03I0378. RICHARD T. TANAKA ET AL v. CLAIRE PECQUEUR.

Defendants Richard T. Tanaka and Kathleen K. Tanaka have filed a timely application seeking interlocutory review of the orders of the superior court granting plaintiff Claire Pecqueur partial summary judgment of confirmation of an arbitration award and entering judgment thereon. A direct appeal may be taken from the grant of a motion for partial summary judgment. OCGA § 9-11-56 (h); *Smith v. Tommy Roberts Trucking Co.*, 209 Ga. App. 826, 827 (1) (435 SE2d 54) (1993). This court will grant a timely application for interlocutory appeal if the order is subject to direct appeal and the applicants have not otherwise filed a timely notice of appeal. The above styled application is therefore GRANTED.

Applicants shall have ten days from the date of this order to file a notice of appeal in the superior court. 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

AUG 06 2003

*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.*

C. Will. L. Martini, Clerk.

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

ATLANTA,

The Court of Appeals hereby passes the following order: **AUG 11 2003**

**A03I0379. LINEAS AEREAS PRIVADAS ARGENTINAS, S.A. v. LINDA S.
SNYDER ET AL.**

Upon consideration of the Application for Interlocutory Appeal, it is ordered that it be hereby DENIED. Appellant's Motion to Strike has been considered and is hereby DENIED.

99032

2001CV42299

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **AUG 11 2003**

*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. Matier, 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: August 29, 2003

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 **S03C1868**

LINEAS AEREAS PRIVADAS ARGENTINAS, S.A. v. LINDA S. SNYDER et al.

Clerk, Supreme Court of Georgia

Case No. A03I0379

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office

SEP 02 2003

Clerk, Court of Appeals of Georgia

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

ATLANTA, AUGUST 06, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0380
SHERIDAN LEE V. HOUSING AUTHORITY FOR THE CITY OF
ATLANTA D/B/A PEACHTREE ROAD COMMUNITY

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

91032

00DD000076G

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

AUG 06 2003

*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.

Will. L. Mait; [Signature]

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

ATLANTA, JULY 25, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0381

CHERWOOD, INC., D/B/A PARK MAIL., ET AL V. MARLIN LEASING CORP.

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.

90032

02I393499

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 25 2003

*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, AUGUST 05, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0382
JOSEPH PATRICK EGGE V. THE STATE

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

94032

02D029625

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

AUG 05 2003

*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.

C. Will. L. Marti; JR

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

ATLANTA, AUGUST 14, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0383
MCG HEALTH, INC., ET AL V. DAVID CASEY

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.

92032

2002RCCV328

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **AUG 14 2003**

*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.

Will. L. Martin

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

ATLANTA, AUGUST 14, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0384

HAROON FIAZ CHOUDRI, M.D. V. DAVID CASEY

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.

92033

2002RCCV328

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

AUG 14 2003

*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

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

ATLANTA, AUGUST 14, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0385

THOMAS E. COTTON V. AGNES SLACK LP OF GA

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

70032

2002CV2175I

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

AUG 14 2003

*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.

Will. L. Mat; R

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

ATLANTA, AUGUST 27, 2003

The Court of Appeals passed the following order

Case No. A03I0385

THOMAS E. COTTON V. AGNES SLACK LP OF GA

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

70-032
2002CV2175I

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta AUG 27, 2003*

*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.

C. Will. L. Martineau

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

ATLANTA,

The Court of Appeals hereby passes the following order: **SEP 18 2003**

A03I0385. COTTON v. AGNES SLACK L.P. OF GEORGIA.

Respondent's motion to impose Rule 7 sanctions against applicant is hereby denied.

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta* **SEP 18 2003**

*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. Martini, Clerk.

CLERK'S OFFICE
SUPREME COURT of GEORGIA

244 Washington Street, Room 572

Atlanta, Georgia 30334

Sherie M. Welch, Clerk

(404) 656-3470

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

Docketing Date: September 16, 2003

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 **S04C0074**

THOMAS E. COTTON v. AGNES SLACK LP OF GEORGIA

Clerk, Supreme Court of Georgia

Case No. A03I0385

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office

SEP 17 2003

Clerk, Court of Appeals of Georgia

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order: **AUG 15 2003**

A03I0386. HILL v. CHC-VENTURE PROPERTIES, LLC

Applicant Phillip Hill seeks interlocutory review of the trial court's denial of his motion for summary judgment and the grant of CHC-Venture Properties, LLC's (CHC) motion to dismiss on June 30, 2003. This application was filed on July 21, 2003; however, on July 18, 2003, the trial court issued a final order in the case granting CHC's motion for the entry of a writ of possession. A notice of appeal was filed on July 23, 2003, which appeals both the grant of the entry of the writ of possession and the grant of the motion to dismiss and the denial of Hill's motion for summary judgment. Accordingly, because this application is now superfluous, it is ordered DISMISSED.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

AUG 15 2003

*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, AUGUST 12, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0387

QUANTUM RADIOLOGY NORTHSIDE, P.C., ET AL V.

ANNETTA DIEW

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

96033

02CV106344

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **AUG 12 2003**

*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.

Will. L. Mat; R

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

ATLANTA, AUGUST 06, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0388

SAVANNAH ELECTRIC AND POWER COMPANY V. MAREON AKINS

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

98033

I011326F

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **AUG 06 2003**

*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.

Will. L. Martz, Jr.

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

ATLANTA, AUGUST 14, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0389
BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF GEORGIA,
ET AL V. DAVID CASEY

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.

92034

2002RCCV328

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

*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. Maitland

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

ATLANTA, AUGUST 15, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0390

JAMES F. MCMILLAN , ET AL V. WILLIAM H. ROBBINS, ET AL

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

97033

00CV10509

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **AUG 15 2003**

*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.

C. Will. L. Martin, Jr.

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

ATLANTA, SEPTEMBER 02, 2003

The Court of Appeals passed the following order

Case No. A03I0390

JAMES F. MCMILLAN , ET AL V. WILLIAM H. ROBBINS, ET AL

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

97-033
00CV10509

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta SEP 02, 2003*

*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. Matz, Jr.

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

ATLANTA, AUGUST 20, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0391

REBECCA RICHMOND-PORTER V. CHRISTOPHER L. COSIE

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

93033

02CV991M

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **AUG 20 2003**

*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.

C. Will. L. Martin, Jr.

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

ATLANTA, AUGUST 20, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0392
BRANDY HILLIARD V. SUNTRUST BANK

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

99033

6525

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **AUG 20 2003**

*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.

Will. L. Martin, Jr.

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

ATLANTA, AUGUST 14, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0393

LAWRENCE SOUTHARD ET AL V. ACUITY SPECIALTY PRODUCTS
GROUP, 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.

91033

03C18273

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **AUG 14 2003**

*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.

Will. L. Mait; JR

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

ATLANTA, SEPTEMBER 02, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0394

ALEX J. CAMPOS ET AL V. SELF REALIZATION FELLOWSHIP CHURCH

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

90033

02A37682

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **SEP 02 2003**

*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.

Will. L. Martin

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order: **AUG 18 2003**

A03I0395. Overy v. Hurley

Brian K. Overy and Robert Porche, Jr. seek interlocutory review of the trial court's order denying their motion for summary judgment. The order denying summary judgment was dated June 20, 2003; however, it was not entered until July 23, 2003. Certificates of immediate review were granted and entered on June 18, 2003. This application was filed on August 4, 2003. 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 Overy and Porche failed to file this application within this time frame, the application is untimely and this Court lacks jurisdiction to consider it. *Genter v. State*, 218 Ga. App. 311 (460 SE2d 311) (1995); *Graves v. Dean*, 166 Ga. App. 186 (303 SE2d 751) (1983). Accordingly, this application for interlocutory appeal is ordered DISMISSED.

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **AUG 18 2003**

*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. Mat; [Signature], Clerk.

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

ATLANTA, AUGUST 19, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0396
BOARD OF PUBLIC EDUCATION FOR THE CITY OF
SAVANNAH ET AL V. 3D / I - POLOTE

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

70033

CV990636KA

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

AUG 19 2003

*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.

Will. L. Mait; [Signature]

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

ATLANTA, SEPTEMBER 10, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0397
ALVIN J. MULLINS V. FAYETTE COUNTY

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

71033

2000V0018E

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta **SEP 10 2003**

*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.

C. Will. L. Martin; JR

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

ATLANTA, SEPTEMBER 26, 2003

The Court of Appeals passed the following order

Case No. A03I0397

ALVIN J. MULLINS V. FAYETTE COUNTY

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

71-033
2000V0018E

*Court of Appeals of the State of Georgia
Clerk's Office, Atlanta SEP 26, 2003*

*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.

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: October 14, 2003

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 **S04C0263**

ALVIN MULLINS v. FAYETTE COUNTY

Clerk, Supreme Court of Georgia

Case No. A03I0397

Court of Appeals of Georgia

Notice of Petition for Certiorari

filed in office

DEC 23 2003

Clerk, Court of Appeals of Georgia

order was
sent to me
on 12/23/03

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

ATLANTA, AUGUST 29, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0398

SURBURBAN LODGES OF AMERICA INC., V. GABRIAL RAGAN ET AL

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

95034

02A29864

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

AUG 29 2003

*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.

Will. L. Marti, Jr.

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

ATLANTA, AUGUST 19, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0399
BELK DEPARTMENT STORE OF CHARLESTON, S.C., INC.,
V. ROBERT W. CATO

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.

96034

I00006F

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

AUG 19 2003

*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.

Will. L. Martin

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

ATLANTA, SEPTEMBER 04, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0400
TIFTON WINNELSON, CO., V. GEORGE JONES

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

98034

2001CV679

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **SEP 04 2003**

*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.

Will. L. Mait; JR

Court of Appeals of the State of Georgia

ATLANTA,

The Court of Appeals hereby passes the following order: **AUG 19 2003**

A03I0401. Foulks v. Gibson

Applicants James and Susie Foulks seeks interlocutory review of the trial court's denial of their motion for summary judgment. The order denying their motion for summary judgment was entered by the trial court on July 24, 2003. A certificate of immediate review was granted and entered on July 31, 2003. This application was filed with this Court on August 12, 2003. An interlocutory application must be filed within ten days after entry of the certificate of immediate review OCGA § 5-6-34 (b). The Foulks did not file this application until August 12, 2003, twelve days after entry of the certificate of immediate review; therefore this application is untimely and this Court lacks jurisdiction to consider it. *Genter v. State*, 218 Ga. App. 311 (460 SE2d 879) (1995). Accordingly, this application is ordered DISMISSED.

Court of Appeals of the State of Georgia
Clerk's Office, Atlanta **AUG 19 2003**

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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, Jr., Clerk.

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

ATLANTA, AUGUST 26, 2003

The Court of Appeals hereby passes the following order:

APPLICATION NO. A03I0402
FRANCES X. CLASSEN, III D/B/A TC CONTRACTING V. BILLY
E. BURNETT, INC.

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

93034

2003CV68311

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

AUG 26 2003

*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.

Will. L. Martini