

Court of Appeals of the State of Georgia

ATLANTA,

NOV 8 1997

The Honorable Court of Appeals met pursuant to adjournment.

The following order was passed:

A97A0390. MORROW v. THE VINEVILLE UNITED METHODIST CHURCH ET AL.

A97A0391. MORROW v. WOOD ET AL.

Appellees in the above docketed cases have filed a *Motion for Recusal* within 20 days of docketing as called for by Court of Appeals Rule 44 (a). However, appellees do not attach evidence or affidavits to support their motion, nor do they cite to any portion of the record in support of their motion. Appellant's response to appellees' motion does not admit or deny the assertions of appellees' *Motion to Recuse*.

While there is nothing before this Court to conclude, even if the assertions in appellees' *Motion to Recuse* are true, that recusal or disqualification would be required, to avoid even the appearance of impropriety, the Honorable A. W. Birdsong, Jr., Presiding Judge of the Second Division of the Court of Appeals of Georgia, does hereby voluntarily recuse himself in the above docketed cases.

The Clerk of this Court is directed to assign another judge to this division to consider these cases in his stead.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

NOV 8 1997

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

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

Will. Z. Mat.  Clerk.