

W. OVERRULING PRIOR CASES

[SECTION W. REMOVE ITEMS 6 AND 7 AND CREATE A NEW SECTION. RE-NUMBER REMAINING SECTIONS]

X. DECISIONS BY WHOLE COURT (TWELVE JUDGES)

~~6. 1. Any judge of this Court may request a case under consideration by a division or two divisions plus a seventh judge be presented for decision to the whole Court. In all cases which involve one or more questions which, in an opinion of the majority of the judges of the division or of the two divisions plus a seventh judge to which a case is assigned, should be passed upon by all members of the Court, the questions may be presented to all members of the Court; if all the members of the Court. Such request shall be honored, if a majority of the judges of the division or of the two divisions plus a seventh judge decide that the question or one or more questions involved in the case should, in their judgment and discretion, be decided by all the members of the whole Court, the case shall be passed upon by all members of the Court, and provided that a majority of all the judges passing upon the case the whole Court concur in the judgment this decision.~~

~~7. 2. When the Court has elected to have a case passed upon by all twelve (12) members of the whole Court under OCGA 15-3-1 (c) (2), the author of the majority opinion shall circulate the opinion along with any the dissent and any memoranda of the majority and/or dissent to all members of the whole Court immediately. The case shall then circulate to the five (5) judges who do did not initially vote on the case in the order of seniority.~~

[RE-NUMBER PRIOR X, Y, AND Z TO Y, Z, AND AA.]