

GWINNETT STATE COURT: HONORABLE SHAWN F. BRATTON

CIVIL BENCH TRIAL CALENDAR: JUNE 20TH, 2019 @ 9:30 AM COURTROOM 2-F.

A non-jury term of the Gwinnett State Court will begin *JUNE 20th*, at 9:30 AM, in Courtroom 2F, at which time the cases appearing on the within calendar will be called for trial in the order in which they are listed hereon. This calendar is set for the trial of non-jury cases only. The following cases will be called at 9:30 AM on **JUNE 20TH, 2019** and continue until disposed of at the Gwinnett Justice and Administration Center located at 75 Langley Drive, Lawrenceville, Georgia 30046. Cases in which no appearance is made will be considered abandoned and dismissed for want of prosecution.

****YOU MUST CONTACT HOLLY TULLIS, @ 770-822-8608,
ON ANY CASE THAT WILL NEED TWO (2) HOURS OR MORE.****

CONTINUANCES

Pursuant to Rule 8.5 (Uniform Rules for State Courts), continuances **WILL NOT BE GRANTED MERELY BY AGREEMENT OF COUNSEL OR BY TELEPHONE**. This Court requires that all requests for continuances must be submitted, **IN PLEADING FORM**, and must be received by the Court at least **FIVE (5) BUSINESS** days prior to the call of the calendar. If mailed, send to address below. Requests shall contain at least the following information: 1. Reason for requesting the continuance; 2. Length of time to be continued; 3. If opposing Counsel or party agrees to continuance. It is the responsibility of requesting party to ascertain if continuance has been granted and to notify all parties. **THE COURT WILL NOT AUTOMATICALLY CONTINUE A TRIAL BECAUSE ONE PARTY FILED A MOTION FOR SUMMARY JUDGMENT. TO BE CONSIDERED AS A BASIS FOR CONTINUANCE, MOTIONS FOR SUMMARY JUDGMENT MUST BE FILED NO LATER THAN SEVEN (7) DAYS AFTER PUBLICATION OF THE TRIAL CALENDAR.**

DISMISSALS AND SETTLEMENTS

It is required by this Court that any dismissal or settlement announcement will be submitted to the Court, **IN WRITING**, within **ten (10) business days** from the call of the calendar or the terms of such Agreement shall be dictated to the Court Reporter and made a part of the record or the case may be **DISMISSED FOR WANT OF PROSECUTION**.

JURY DEMANDS

All demands for Jury trial shall be filed with the Clerk of Court and copy forwarded to the Calendar Clerk at the address listed below prior to the call of the calendar. Demands filed on the day of calendar call must be announced at Calendar Call by counsel filing same.

REPRESENTATION OF CORPORATIONS

Parties who are corporations must be represented by an attorney in State Court. Eckles d/b/a Atlanta Technology Group v. Atlanta Technology Group, Inc., 483 S.E.2d 99, 267 Ga. 801 (1997). An appearance before this Court by a corporation without an attorney may be treated as if the corporation entirely failed to appear.

MEDIATION

If you provide a **CONSENT ORDER FOR MEDIATION** and/or **BINDING ARBITRATION**, your case will be removed from this calendar for a period of 60 days to allow the case to be mediated and/or submitted to binding arbitration. Please review attached **ORDER TO CONFER AND CONSIDER ALTERNATIVE DISPUTE RESOLUTION PROCESS**.

THIS CALENDAR APPROVED AND ORDERED PUBLISHED, this 31st day of MAY, 2019.



JUDGE SHAWN F. BRATTON

State Court of Gwinnett County
FOR MORE INFORMATION CONTACT HOLLY TULLIS
75 LANGLEY DRIVE, LAWRENCEVILLE, GEORGIA 30046
holly.tullis@gwinnettcourt.com
770/822-8608

IN THE STATE COURT OF GWINNETT COUNTY
STATE OF GEORGIA

All parties on the **JUNE 20TH, 2019**, Bench Trial Calendar are hereby ordered to confer with their clients and opposing counsel regarding the appropriateness of an Alternative Dispute Resolution (ADR) process as a beneficial alternative to trial. If you are not represented by counsel, you shall confer with the opposing counsel or party. **All parties are required to return this form to the Judge's office by mail or fax (770-822-8642) or e-mail to holly.tullis@gwinnettcourt.com by JUNE 13TH IF you wish to utilize ADR.**

SO ORDERED this _____ day of _____, _____.

SHAWN F. BRATTON, Judge
Gwinnett County State Court

I have conferred with my client in **civil action no.** _____; position no. _____.

We wish to utilize an ADR process.

Mediation

Non-binding Arbitration

Case Evaluation

Binding Arbitration

We do not wish to utilize an ADR process.

Plaintiff or Attorney for Plaintiff

Defendant or Attorney for Defendant

Print Name

Print Name

A copy of Gwinnett's *Alternative Dispute Resolution Program Standing Order* regarding Alternative Dispute Resolution (ADR) may be obtained at www.gwinnettcourts.com/#courtprograms_alternativedisputeresolution. Mediation, arbitration, and case evaluation are alternatives that may be requested through the judge's office. If you choose an alternative process, a list of neutrals with their background experience and rates is available at www.gwinnettcourts.com/home.asp#courtprograms_adrprocesses. You may also contact a Dispute Resolution Coordinator at 770-822-8553. The parties are responsible for agreeing on a neutral, covering the cost of the neutral, and coordinating with the neutral to set a date for the ADR session. Sessions may be held at the Gwinnett Justice and Administration Center at 9:00 a.m. or 1:00 p.m. weekdays. If the parties cannot agree on a neutral, the court will appoint one.

SHAWN F. BRATTON, Judge
Gwinnett Justice and Administration Center, 75 Langley Drive, Lawrenceville, Georgia 30046-6935

DEFINITIONS

★ **Mediation**

A consensual process in which a neutral third party (the mediator) assists parties in a dispute in reaching their own resolution. Cases with underlying disputes, personal relationships, and emotional issues are good candidates for mediation. The mediator has no authority to make a decision or impose settlement. There is no formal evaluation by the mediator. The mediator helps facilitate communication, promote understanding, focus the parties on their interests, and seek creative problem solving to enable the parties to reach their own agreement. The mediator may offer suggestions and help parties develop options; however, the parties retain the ultimate decision-making power.

★ **Arbitration**

The primary goals of arbitration is to speed up the resolution of cases, reduce litigation costs to the parties and to the court, and provide attention to cases that otherwise would settle with little or no involvement of the court. Attorneys, or pro se litigants, present documentary evidence, testimony, and legal arguments in a hearing, before a neutral, third party fact-finder. The arbitration may be conducted with one fact-finder in which case the arbitrator must be an attorney with at least five years experience or a panel of arbitrators may be used from different areas of expertise (with the lead arbitrator being an attorney). In non-binding arbitration, the arbitrator(s) renders a decision which becomes the order of the court unless appealed within a specified number of days, in which case a trial *de novo* is granted. The parties may stipulate in advance to binding arbitration, in which case the award is immediately converted to a judgment.

★ **Case Evaluation**

Case evaluation provides the parties with a **confidential**, non-binding evaluation of their case by an impartial, experienced attorney. The neutral reviews the case with the litigants and their attorneys and gives advice on the strengths and weaknesses of their case and the likely outcome at trial. The case evaluator may help parties convey additional information to each other, develop a discovery plan, and narrow the issues in dispute. Often the neutral assists in facilitating the resolution of the case or in developing a settlement plan.

Mediation and Case Evaluation sessions and related materials are confidential. No information will be provided to the Court, other than the fact that a case has settled or a follow up session is needed.

Gwinnett Judicial Circuit
 STATE COURT CIVIL DIVISION

CALENDAR

Judge Shawn F Bratton
 Civil Bench Calendar 9:30 AM Courtroom 2F

06/20/2019

Scheduled Event Details

Filing Date

18-C-06755-S2 # 1 9:30 AM	HAYNES HOMEOWNERS VS EDWARDS ET AL	09/04/2018
	Hearing Type: <i>Bench Trial</i>	
	Counter Claim	
	Case Type: <i>Contract/Account*</i>	
	Reset From:	
Plaintiff: HAYNES HOMEOWNERS ASSOCIATION INC	Plaintiff's Attorney(s): BRADLEY W GRIFFIN	Attorney Phone: 404-350-1192
Defendant: DREW EDWARDS ERIN EDWARDS	Defendant's Attorney(s): Pro Se	Attorney Phone:
18-C-06853-S2 # 2 9:30 AM	AMIN VS ROY ET AL	09/06/2018
	Hearing Type: <i>Bench Trial</i>	
	Case Type: <i>Contract/Account*</i>	
	Reset From:	
	Plaintiff: RAMESH AMIN SURENDRA SHAH	
Defendant: KARIM ROY KIRTI PATEL ROYAL IMPORTS CARS LLC	Defendant's Attorney(s): Pro Se	Attorney Phone:
18-C-07987-S2 # 3 9:30 AM	US VS WINNER BROWN LLC	10/12/2018
	Hearing Type: <i>Bench Trial</i>	
	Case Type: <i>Contract/Account*</i>	
	Reset From:	
	Plaintiff: YU SHAN US	
Defendant: WINNER BROWN LLC	Defendant's Attorney(s): BRYAN BRUNSON	Attorney Phone: 404-719-4189

Gwinnett Judicial Circuit
 STATE COURT CIVIL DIVISION

CALENDAR

Judge Shawn F Bratton
 Civil Bench Calendar 9:30 AM Courtroom 2F

06/20/2019

Scheduled Event Details

Filing Date

18-C-08604-S2 # 4 9:30 AM	DISCOVER BANK VS LEGETTE	11/05/2018
	Hearing Type: <i>Bench Trial</i>	
	Case Type: <i>Contract/Account*</i>	
	Reset From:	
Plaintiff: DISCOVER BANK	Plaintiff's Attorney(s): CHARLES W REED, Jr. KATIE L PARROTT	Attorney Phone: 205-323-5400
Defendant: SAMUEL LEGETTE	Defendant's Attorney(s): Pro Se	Attorney Phone:
18-C-08976-S2 # 5 9:30 AM	AMERICAN EXPRESS VS CARTY	11/19/2018
	Hearing Type: <i>Bench Trial</i>	
	Case Type: <i>Contract/Account*</i>	
	Reset From:	
Plaintiff: AMERICAN EXPRESS NATIONAL BANK	Plaintiff's Attorney(s): BRITTANY R TURNER	Attorney Phone: 404-889-9153
Defendant: SHIRLEY S CARTY	Defendant's Attorney(s): Pro Se	Attorney Phone:
18-C-09037-S2 # 6 9:30 AM	DISCOVER BANK VS YOSUFI	11/20/2018
	Hearing Type: <i>Bench Trial</i>	
	Case Type: <i>Contract/Account*</i>	
	Reset From:	
Plaintiff: DISCOVER BANK	Plaintiff's Attorney(s): KEITH D TAYLOR MADGE R BUCKLE	Attorney Phone: 678-924-9644
Defendant: SHAFIGA YOSUFI	Defendant's Attorney(s): JOHN P JOINER	Attorney Phone: 770-227-8929

Gwinnett Judicial Circuit
STATE COURT CIVIL DIVISION

CALENDAR

Judge Shawn F Bratton
Civil Bench Calendar 9:30 AM Courtroom 2F

06/20/2019

Scheduled Event Details

Filing Date

18-C-10003-S2 # 7 9:30 AM	TOTAL WHEEL VS MEDRANO	12/28/2018
	Hearing Type: <i>Bench Trial</i>	
	Case Type: <i>Contract/Account*</i>	
	Reset From:	

Plaintiff: RONNIE CORBELLO TOTAL WHEEL REPAIR	Plaintiff's Attorney(s): Pro Se	Attorney Phone:
Defendant: FELIPE D CRUZ MEDRANO	Defendant's Attorney(s): WILLIAM D CARTER, Jr.	Attorney Phone: 770-399-6450