

IN THE SUPERIOR COURT OF DEKALB COUNTY
STATE OF GEORGIA

NICOLE MATHIS,	:	
	:	
Plaintiff,	:	
	:	CIVIL ACTION FILE
v.	:	NO. 15CV7178-2
	:	
JCS ENTERPRISES, INC.,	:	
	:	
Defendant.	:	

ORDER DENYING WITHDRAWAL

The Court has reviewed *Plaintiff's Emergency Motion For Withdraw as Attorney of Record Under O.C.G.A. 51-7-84 Abusive Litigation* filed by Jackie Patterson, Esq. on September 26, 2018 as the attorney for Plaintiff and the status of the case.

The above styled matter was filed on July 8, 2015, over three (3) years ago, and is one of this division's oldest pending cases. This case announced "ready" for trial back in 2016 and has been on several trial calendars over the past two (2) years. Continuances and discovery extensions have been requested and granted numerous times in this matter.

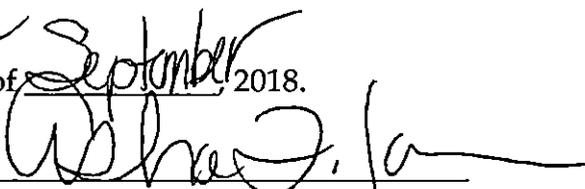
The earliest continuance on record was granted on back on May 5, 2016. Plaintiff recently requested a continuance on September 25, 2018 which was

denied on September 26, 2018. In 2018 alone, this matter has appeared on four (4) separate trial calendars.

Plaintiff's counsel entered as counsel of record in this matter on September 21, 2018. However, notice for the trial calendar beginning October 1, 2018 was sent out back on September 5, 2018 and amended on September 21, 2018. Plaintiff's former counsel was granted permission to withdraw in April of 2018. Therefore, Plaintiff and Plaintiff's counsel have always known this matter was subject to being called for trial.

Most recently, Plaintiff's counsel filed his Motion to Withdraw on September 26, 2018, a mere five (5) days before trial. Requests to withdraw are solely within the trial court's discretion. Uniform Superior Court Rule 4.3 (1) states "The request will be granted unless in the judge's discretion to do so would delay the trial or otherwise interrupt the orderly operation of the court or be manifestly unfair to the client." Delay of the final disposition of this matter will undoubtedly occur if such continuance was granted. Therefore, Plaintiff's Motion is **DENIED**. The parties are expected to report for trial on Tuesday, October 2, 2018 ready to proceed.

SO ORDERED this 27th day of September, 2018.


ASHA F. JACKSON
Judge, DeKalb Superior Court
Stone Mountain Judicial Circuit