



SUPERIOR COURTS  
MOUNTAIN JUDICIAL CIRCUIT OF GEORGIA  
ERNEST H. WOODS, III, Chief Judge

HABERSHAM COUNTY COURTHOUSE  
P.O. BOX 485  
CLARKESVILLE, GEORGIA 30523

TELEPHONE 706-754-6274  
FAX 706-754-4722

October 30, 2009

**NOTICE**

**RABUN COUNTY SUPERIOR COURT**

**JANUARY 2010 TERM**

**TO: ATTORNEYS OR PARTIES OF RECORD IN CASES PENDING IN  
RABUN COUNTY**

**FROM: Chief Judge Ernest H. Woods, III**

All pending civil cases older than seven (7) months by February 8, 2010 have been placed on the Pre-Trial Calendar and will be placed on a trial calendar for the January 2010 Term of Court. If a case should not be listed on the trial calendar, a motion must be filed and a hearing scheduled through my office.

Enclosed is a Pre-Trial Information form, which should be completed for each case on the Pre-Trial Calendar and returned to my office by November 20, 2009. A copy of the Pre-Trial Calendar may be obtained from the Clerk of Court upon receipt of a stamped, self addressed envelope. You may access the Pre-Trial Calendar at the court's web site at [georgiacourts.org/superior](http://georgiacourts.org/superior) and follow the links.

Comprehensive pre-trial hearings will be held in Rabun County as noted below. If no pre-trial hearing is desired by either party, **and** the comprehensive pre-trial order (as set forth in Uniform Superior Court Rule 7.2) has been filed with the Clerk (with a copy provided to this office) prior to the date of pre-trial hearings, you do not have to attend the pre-trial conference. Otherwise, your attendance at the pre-trial conference is mandatory. Failure of counsel to submit the pre-trial information form as required **or** to attend the pre-trial conference may result in the dismissal of the offender's pleadings or other sanctions. See O.C.G.A. §9-11-16; Weeks v. Weeks, 243 Ga. 416.

The Court's schedule for the above term is as follows:

Pre-Trial Information Form Due:	November 20, 2009
Pre-Trial Hearings:	December 2, 2009 - 9:00 a.m.
Traverse Jury convenes:	February 8, 2010 - 9:00 a.m.

***Do not fax pre-trial information forms or proposed consolidated pre-trial orders.***



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1.) 2006-SU-CV-0496 **BRUCE ADAMS ET AL VS CHARLIE MOUNTAIN WATER LLC ET AL**

Filing: 11/06/2006 Cause: OTHER GENERAL CIVIL FILING

Plaintiff: BRUCE ADAMS  
RAYMOND GIORNELLI  
DUGALD STEWART

Defendant: CHARLIE MOUNTAIN WATER LLC Service: 11/06/2006  
TRICORD LLC Service: 11/06/2006  
TOMMY V CLINTON Service: 11/06/2006  
JAMES M ADAMS

Attorney: MICHAEL CUMMINGS , for Plaintiff ADAMS BRUCE  
TAYLOR W JONES , for Defendant CLINTON TOMMY V  
JONATHAN D CRUMLEY , for Defendant CHARLIE MOUNTAIN WATER LLC

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2.) 2008-SU-CV-0392 **CHANDRA FOX COFFEE VS RABUN COUNTY BANK**

Filing: 08/08/2008 Cause: TORT

Plaintiff: CHANDRA FOX COFFEE

Defendant: RABUN COUNTY BANK Service: 08/08/2008

Attorney: DOUGLAS HENRY , for Plaintiff COFFEE CHANDRA FOX  
CAROL WALKER , for Defendant RABUN COUNTY BANK

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3.) 2008-SU-CV-0458 **LYNN ELSNER VS RALPH JENKINS DICKERSON**

Filing: 09/16/2008 Cause: TORT

Plaintiff: LYNN ELSNER

Defendant: RALPH JENKINS DICKERSON Service: 09/16/2008

Attorney: ROBERT A ELSNER , for Plaintiff ELSNER LYNN  
JASON B SCHWARTZ , for Defendant DICKERSON RALPH JENKINS

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4.) 2008-SU-CV-0461 **WILLIAM ANDREW STEWART VS SONYA HENDRICKS STEWART**

Filing: 09/16/2008 Cause: MODIFICATION-CUSTODY AND/OR VISITATION

Plaintiff: WILLIAM ANDREW STEWART

Defendant: SONYA HENDRICKS STEWART Service: 09/17/2008

Attorney: MICHAEL CUMMINGS , for Plaintiff STEWART WILLIAM ANDREW  
RUSSELL W SMITH , for Defendant STEWART, SONYA HENDRICKS

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5.) 2008-SU-CV-0492 **KILLEARN, INC VS CITY OF CLAYTON**

Filing: 09/30/2008 Cause: OTHER GENERAL CIVIL FILING

Plaintiff: KILLEARN, INC

Defendant: CITY OF CLAYTON - Answer: 03/12/2009

Attorney: MICHAEL H CUMMINGS II, for Plaintiff KILLEARN, INC  
C DAVIS BAUMAN , for Defendant CITY OF CLAYTON

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- 6.) 2008-SU-CV-0625 **RILEY H CURTIS, JR VS ALL THE WORLD**  
Filing: 12/22/2008 Cause: REAL PROPERTY  
Plaintiff: RILEY H CURTIS JR  
Defendant: ALL THE WORLD  
Attorney: RONALD D REEMSNYDER , for Plaintiff CURTIS RILEY H JR  
JOYCE KIM , for Plaintiff CURTIS, RILEY H  
KIETH M YORK , for Defendant ALL THE WORLD,
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- 7.) 2009-CV-0152 **ARGENTUM MEDICAL VS FLICK, A BART, RESONANCE RESEARCH FOUNDATION**  
Filing: 03/11/2009 Cause: CONTINUING GARNISHMENT  
Plaintiff: ARGENTUM MEDICAL LLC  
Defendant: A BART FLICK  
RESONANCE RESEARCH FOUNDATION INC Service: 03/12/2009  
Attorney: MICHAEL A DUNN , for Defendant ARGENTUM MEDICAL LLC
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- 8.) 2009-CV-0153 **ARGENTUM MEDICAL VS FLICK, A BART**  
Filing: 03/11/2009 Cause: CONTINUING GARNISHMENT  
Plaintiff: ARGENTUM MEDICAL LLC  
Defendant: A BART FLICK  
CONDUCTIVE SPECIALTY FABRICS MANUFACTURING INC Service: 03/14/2009 - Answer: 03/31/2009  
Attorney: MICHAEL A DUNN , for Plaintiff ARGENTUM MEDICAL LLC  
Tom Slown
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- 9.) 2009-CV-0156 **WORLDWIDE ASSET PURCHASING VS CHASTAIN, DARLENE & RABUN GAP NACHOCHEE**  
Filing: 03/12/2009 Cause: CONTINUING GARNISHMENT  
Plaintiff: WORLDWIDE ASSET PURCHASING LLC  
Defendant: DARLENE CHASTAIN  
RABUN GAP NACOCHEE SCHOOL INC Service: 03/16/2009  
Attorney: DENNIS E HENRY , for Plaintiff WORLDWIDE ASSET PURCHASING LLC
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- 10.) 2009-CV-0174 **CAPITAL ONE BANK VS MANCE-WRIGHT, SHELIA AND R.C. BD EDUCATION**  
Filing: 03/23/2009 Cause: CONTINUING GARNISHMENT  
Plaintiff: CAPITAL ONE BANK  
Defendant: SHELIA MANCE WRIGHT  
RABUN COUNTY BOARD OF EDUCATION Service: 03/24/2009  
Attorney: DENNIS E HENRY , for Plaintiff CAPITAL ONE BANK
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- 16.) 2009-CV-0236 **OWENS, BILLY RAY VS ROSENBERRY, PATSY HUFF**  
Filing: 04/24/2009 Cause: COMPLAINT FOR DAMAGES  
Plaintiff: BILLY RAY OWENS  
Defendant: PATSY HUFF ROSENBERRY Service: 05/06/2009  
Attorney: JEFFREY S GILBERT , for Plaintiff OWENS, BILLY RAY  
CHRISTOPHER J WALKER III, for Defendant ROSENBERRY, PATSY HUFF
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- 17.) 2009-CV-0239 **CASWELL, JAMES M III AND CASWELL, ROBBIE S VS MCCRACKEN, JAMES G & TINA M AND MCCRACKEN BUILDERS INC**  
Filing: 04/29/2009 Cause: COMPLAINT  
Plaintiff: JAMES M CASWELL III  
ROBBIE S CASWELL  
Defendant: JAMES G MCCRACKEN Service: 04/30/2009  
TINA M MCCRACKEN Service: 04/30/2009  
MCCRACKEN BUILDERS INC Service: 04/30/2009  
Attorney: JOEL G PIEPER , for Plaintiff CASWELL, JAMES M  
MITCHELL L BAKER JR, for Defendant MCCRACKEN, JAMES G
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- 18.) 2009-CV-0246 **COLONIAL PACIFIC LEASING CORP VS ANDERSON, THOR R**  
Filing: 05/01/2009 Cause: COMPLAINT FOR BREACH OF CONTRACT  
Plaintiff: COLONIAL PACIFIC LEASING CORPORATION  
Defendant: THOR R ANDERSON Service: 05/12/2009  
Attorney: JOHN K SANDERS , for Plaintiff COLONIAL PACIFIC LEASING CORPORATION
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- 19.) 2009-CV-0249 **MIDLAND FUNDING LLC VS SILVA, JOSE L**  
Filing: 05/04/2009 Cause: SUIT ON ACCOUNT  
Plaintiff: MIDLAND FUNDING LLC  
Defendant: JOSE L SILVA Service: 05/11/2009  
Attorney: DENNIS E HENRY , for Plaintiff MIDLAND FUNDING LLC
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- 20.) 2009-CV-0251 **STANCIL, JEREMY VS STANCIL, DANIELLE**  
Filing: 05/04/2009 Cause: COMPLAINT FOR DIVORCE  
Plaintiff: JEREMY STANCIL  
Defendant: DANIELLE STANCIL Service: 05/06/2009 - Answer: 05/28/2009  
Attorney: RICHARD TUNKLE , for Defendant STANCIL, JEREMY
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- 21.) 2009-CV-0262 **AUSTIN, JIMMI G VS AUSTIN, RON G**  
Filing: 05/11/2009 Cause: COMPLAINT FOR DIVORCE  
Plaintiff: JIMMI G AUSTIN  
Defendant: RON G AUSTIN Service: 05/11/2009 - Answer: 06/10/2009  
Attorney: BETH MARTIN , for Plaintiff AUSTIN, JIMMI G  
RUSSELL W SMITH , for Defendant AUSTIN, RON G
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22.) 2009-CV-0269 **SYSCO FOOD SERVICES VS CB&T, MTN HERITAGE, RCB, REGIONS, SFB, UNITED CB**

Filing: 05/12/2009 Cause: GARNISHMENT

Plaintiff: SYSCO FOOD SERVICES OF ATLANTA LLC  
MCAP RESTAURANT GROUP LLC  
MCAP REST GROUP  
BACKYARD BURGERS  
JOHN ASHLEY MARTIN  
ASHLEY MARTIN  
J A MARTIN

Defendant: COMMUNITY BANK & TRUST  
MOUNTAIN HERITAGE BANK  
RABUN COUNTY BANK  
REGIONS BANK  
STEPHENS FEDERAL BANK  
UNITED COMMUNITY BANK

Service: 05/15/2009 - Answer: 05/18/2009  
Service: 05/15/2009 - Answer: 05/19/2009  
Service: 05/15/2009 - Answer: 06/30/2009  
Service: 05/15/2009 - Answer: 06/25/2009  
Service: 05/15/2009 - Answer: 06/17/2009  
Service: 05/15/2009

Attorney: J MICHAEL KAPLAN , for Plaintiff SYSCO FOOD SERVICES OF ATLANTA LLC

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23.) 2009-CV-0280 **STATE OF GEORGIA VS BLANCKE, MARC ANTHONY**

Filing: 05/20/2009 Cause: COMPLAINT FOR FORFEITURE

Plaintiff: STATE OF GEORGIA

Defendant: MARC ANTHONY BLANCKE

Service: 05/30/2009

*Latana Anthony*

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24.) 2009-CV-0281 **GILLESPIE, KATHLEEN ESTES VS ANDERSON, MICHAEL DANIEL**

Filing: 05/20/2009 Cause: PETITION FOR DIVORCE

Plaintiff: KATHLEEN ESTES GILLESPIE

Defendant: MICHAEL DANIEL ANDERSON

Service: 07/22/2009

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25.) 2009-CV-0286 **KOLTON, SARAH R VS KOLTON, JEREMY K**

Filing: 05/26/2009 Cause: MOTION FOR CONTEMPT

Plaintiff: SARAH R KOLTON

Defendant: JEREMY K KOLTON

Attorney: ANITA D TROTTER , for Plaintiff KOLTON, SARAH R

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26.) 2009-CV-0288 **ACOSTA, ALEJANDRO VS ACOSTA, JENNIFER**

Filing: 05/27/2009 Cause: MOTION FOR CONTEMPT

Plaintiff: ALEJANDRO ACOSTA

Defendant: JENNIFER ACOSTA

Service: 06/07/2009

Attorney: RICHARD TUNKLE , for Plaintiff ACOSTA, ALEJANDRO

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- 27.) 2009-CV-0297 **ALLIANCE CREDIT SERVICES VS JAMES, ADAM**  
Filing: 05/29/2009 Cause: COMPLAINT FOR BREACH OF CONTRACT  
Plaintiff: ALLIANCE CREDIT SERVICES  
Defendant: ADAM JAMES Service: 06/05/2009  
Attorney: TRACE DILLON , for Plaintiff ALLIANCE CREDIT SERVICES
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- 28.) 2009-CV-0298 **STEPHENS COUNTY HOSPITAL VS LEAL, CHRIS J, DILLARD HOUSE INC**  
Filing: 05/29/2009 Cause: CONTINUING GARNISHMENT  
Plaintiff: STEPHENS COUNTY HOSPITAL  
Defendant: CHRIS J LEAL Service: 06/02/2009  
DILLARD HOUSE INC Service: 06/02/2009  
John Swann, Plaintiff's Attorney
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- 29.) 2009-CV-0299 **STEPHENS COUNTY HOSPITAL VS WHITLOCK, KELLY S, MTN VIEW HEALTH CARE**  
Filing: 05/29/2009 Cause: CONTINUING GARNISHMENT  
Plaintiff: STEPHENS COUNTY HOSPITAL  
Defendant: KELLY S WHITLOCK Service: 06/02/2009  
MTN VIEW HEALTH CARE Service: 06/02/2009  
Attorney: JOHN A SWANN , for Plaintiff STEPHENS COUNTY HOSPITAL
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- 30.) 2009-CV-0301 **STONE, ROBERT VS SWAFFORD, RACHEL VICTORIA**  
Filing: 06/01/2009 Cause: PETITION TO MODIFY CUSTODY AND VISITATION  
Plaintiff: ROBERT STONE  
Defendant: RACHEL VICTORIA SWAFFORD  
Attorney: L ALLYN STOCKTON JR, for Plaintiff STONE, ROBERT
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- 31.) 2009-CV-0311 **MIDLAND FUNDING LLC VS WHEELER, LAURA**  
Filing: 06/05/2009 Cause: PETITION TO CONFIRM ARBITRATION AWARD  
Plaintiff: MIDLAND FUNDING LLC  
Defendant: LAURA WHEELER Service: 06/10/2009  
Attorney: JAMES T FREANEY , for Plaintiff MIDLAND FUNDING LLC
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- 32.) 2009-CV-0312 **INTERNATIONAL RECOVERY UNLIMITED VS JIMENIZ, ARTURO**  
Filing: 06/03/2009 Cause: COMPLAINT ON CONTRACT  
Plaintiff: INTERNATIONAL RECOVERY UNLIMITED LLC  
Defendant: ARTURO JIMENEZ Service: 06/17/2009  
Attorney: ASHLEY TYSON MACKIN , for Plaintiff INTERNATIONAL RECOVERY UNLIMITED LLC
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46.) 2009-CV-0366 **SOSEBEE, ANITA JILL VS SOSEBEE, GARY DEE**

Filing: 07/13/2009 Cause: DIVORCE

Plaintiff: ANITA JILL SOSEBEE

- Pro Se Filing

Defendant: GARY DEE SOSEBEE

- Pro Se Filing

47.) 2009-CV-0368 **APPLIED BANK VS SMITH, FRANCES M.**

Filing: 07/13/2009 Cause: COMPLAINT

Plaintiff: APPLIED BANK

Defendant: FRANCES M SMITH

Service: 07/17/2009 - Answer: 08/18/2009

Attorney: KYLE A COOPER , for Plaintiff APPLIED BANK

48.) 2009-CV-0370 **ARROW FINANCIAL SERVICES/ ASSIGNEE OF SEARS ROEBUCK VS KITCHENS, ROBERT P.**

Filing: 07/15/2009 Cause: SUIT ON ACCOUNT

Plaintiff: ARROW FINANCIAL SERVICES/ ASSIGNEE OF SEARS ROEBUCK

Defendant: ROBERT P KITCHENS

Service: 07/20/2009

Attorney: DENNIS E HENRY , for Plaintiff ARROW FINANCIAL SERVICES/ ASSIGNEE OF SEARS ROEBUCK

49.) 2009-CV-0372 **CAPITAL ONE BANK VS GRANT, JAMES M.**

Filing: 07/15/2009 Cause: SUIT ON ACCOUNT

Plaintiff: CAPITAL ONE BANK

Defendant: JAMES M GRANT

Service: 07/20/2009

Attorney: DENNIS E HENRY , for Plaintiff CAPITAL ONE BANK

50.) 2009-CV-0374 **KHY & ASSOCIATES, LLC VS WHITEN, WALLACE G.**

Filing: 07/21/2009 Cause: COMPLAINT

Plaintiff: KHY & ASSOCIATES

Defendant: WALLACE G WHITEN

Attorney: AINSWORTH G DUDLEY , for Plaintiff KHY & ASSOCIATES

TIMOTHY P HEALY , for Defendant WHITEN, WALLACE G

51.) 2009-CV-0376 **CITY OF DILLARD VS THE DILLARD HOUSE INC.**

Filing: 07/23/2009 Cause: COMPLAINT

Plaintiff: CITY OF DILLARD

Defendant: THE DILLARD HOUSE INC.

Attorney: C DAVIS BAUMAN , for Plaintiff CITY OF DILLARD

Defendant's Attorney

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John Dickerson, Attorney for Plaintiff

52.) 2009-CV-0378 **CAPITAL ONE BANK VS NEWLON, JANE**

Filing: 07/23/2009 Cause: SUIT ON ACCOUNT

Plaintiff: CAPITAL ONE BANK ( USA), N.A.

Defendant: JANE NEWLON

Service: 07/25/2009

Attorney: DENNIS E HENRY , for Plaintiff CAPITAL ONE BANK ( USA), N.A.



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59.) 2009-CV-0389      **STEPHENS COUNTY HOSPITAL VS SPEAK, HEIDI N.**

Filing: 07/29/2009      Cause: GARNISHMENT

Plaintiff:      STEPHENS COUNTY HOSPITAL

Defendant: HEIDI N. SPEAK

ED GRIZZLE OR PAYROLL STATE FARM INSURANCE      Service: 07/30/2009

Attorney:      JOHN A SWANN , for Plaintiff STEPHENS COUNTY HOSPITAL

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60.) 2009-CV-0394      **ARROW FINANCIAL SERVICES- ASSIGNEE OF WAHINGTON BANK VS HENSLEE, MICHELLE**

Filing: 07/31/2009      Cause: CONTRACT

Plaintiff:      ARROW FINANCIAL SERVICES- ASSIGNEE OF WASHINGTON MUTUAL BANK

Defendant: MICHELLE HENSLEE

Attorney:      DENNIS E HENRY , for Plaintiff ARROW FINANCIAL SERVICES- ASSIGNEE OF WASHINGTON MUTUAL BANK

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110.) 2009-SU-CV-0023      **JOANN SMITH VS JOHN CATLIN**

Filing: 01/15/2009      Cause: CONTRACT/ACCOUNT

Plaintiff:      JOANN SMITH

Defendant: JOHN CATLIN

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111.) 2009-SU-CV-0058      **JAKE C QUILLIAMS VS RANDALL QUILLIAMS ET AL**

Filing: 01/30/2009      Cause: CONTRACT/ACCOUNT

Plaintiff:      JAKE C QUILLIAMS

Defendant: RANDALL QUILLIAMS

Service: 02/02/2009 - Answer: 02/20/2009

GRETCHEN KAY QUILLIAMS

Service: 02/02/2009 - Answer: 02/20/2009

Attorney:      MICHAEL H CUMMINGS II, for Plaintiff QUILLIAMS JAKE C

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112.) 2009-SU-CV-0059      **MICHELLE HAMILTON VS KARLEN OWENS ET AL**

Filing: 02/02/2009      Cause: CONTRACT/ACCOUNT

Plaintiff:      MICHELLE HAMILTON

Defendant: KARLEN OWENS

DAVID GALLOWAY

Attorney:      GARY C HARRIS , for Plaintiff HAMILTON MICHELLE

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113.) 2009-SU-CV-0065      **SANDRA KIMSEY VS JEFFREY SCOTT KIMSEY**

Filing: 02/05/2009      Cause: FAMILY VIOLENCE ACT PETITION

Plaintiff:      SANDRA KIMSEY

Defendant: JEFFREY SCOTT KIMSEY

Attorney:      RICHARD TUNKLE , for Plaintiff KIMSEY, SANDRA

TIMOTHY P HEALY , for Defendant KIMSEY, JEFFREY SCOTT

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