

IN THE SUPERIOR COURT OF FULTON COUNTY  
STATE OF GEORGIA

MARC ANTHONY BOYD and  
GREG CLAY,  
Petitioners

CIVIL ACTION 2019CV318734

v.

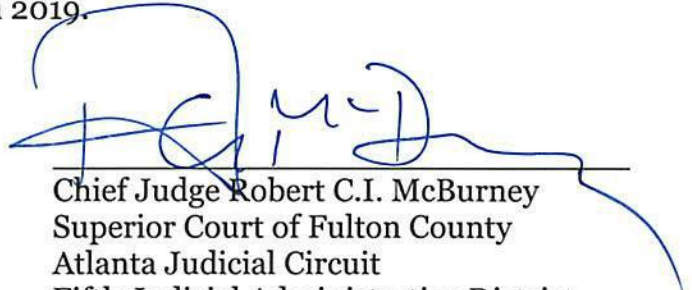
ANTONIO BROWN *et al.*,  
Respondents

**ORDER RE-ASSIGNING CASE TO  
NINTH JUDICIAL ADMINISTRATIVE DISTRICT**

Petitioners contest the result of the 19 March 2019 special election for Atlanta City Council District 3 and have filed a legal challenge to that election here in Fulton County pursuant to O.C.G.A. § 21-2-520 *et seq.* The Clerk of Court for the Superior Court of Fulton County, per standing Court policy for civil actions, randomly assigned this matter to the Honorable Craig L. Schwall, Sr. However, O.C.G.A. § 21-2-520 electoral challenges must be assigned in a specific manner as provided for in O.C.G.A. § 21-2-523. That provision directs the Administrative Judge of the Judicial Administrative District in which the case was filed to make the assignment -- unless the case was filed in the Administrative Judge's Judicial Circuit. O.C.G.A. § 21-2-523(c). When, as here, the case is brought in the Administrative Judge's Circuit, the Administrative Judge must transfer the case to an adjoining Judicial Administrative District, where that District's Administrative Judge shall then assign the case to "a superior court judge from that District ... or a senior judge who is not a resident of the Circuit wherein the proceeding was filed." O.C.G.A. § 21-2-523(d).

What all that means, in plain English, is that the undersigned hereby selects the Honorable Bonnie Chessher Oliver, Administrative Judge of the adjoining Ninth Judicial Administrative District, to determine, pursuant to O.C.G.A. § 21-2-523(d), which Superior Court judge, active or senior, shall hear this case. The matter is no longer assigned to the Honorable Craig L. Schwall, this Circuit, or this District.

SO ORDERED this 28<sup>th</sup> day of March 2019.



Chief Judge Robert C.I. McBurney  
Superior Court of Fulton County  
Atlanta Judicial Circuit  
Fifth Judicial Administrative District

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*Filed and served electronically via eFileGA*

Copies to:

The Honorable Bonnie Chessher Oliver  
The Honorable Craig L. Schwall, Sr.  
Yolanda Lewis, District Court Administrator, 5<sup>th</sup> JAD  
Steve Ferrell, District Court Administrator, 9<sup>th</sup> JAD