

IN THE SUPERIOR COURT OF CHATHAM COUNTY
STATE OF GEORGIA

Damon and Sebrell E. Smith,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No.: SPCV23-00211-WA
)	
Chatham County,)	
)	
Defendant.)	
)	

DEFENDANT’S NOTICE OF APPEAL

Notice is hereby given that Defendant Chatham County, by and through counsel, R. Jonathan Hart, Chatham County Attorney, appeals to the Supreme Court of Georgia from the trial court’s October 2, 2025, Order¹ granting a Motion for Summary Judgment filed by Plaintiffs, and from any and all other orders, judgments, or rulings of the trial court.

The record on appeal shall include all portions of the trial court record with nothing omitted.

The Supreme Court of Georgia and not the Court of Appeals has jurisdiction of this case on appeal as this is an appeal involving the construction of the Georgia Constitution, in that this is a case in which the construction of a constitutional provision and the constitutionality of an ordinance have been drawn into question,

¹ The Court signed the order on October 2, 2025, and the Clerk filed the Order into the record.

bringing this case within the exclusive jurisdiction of the Supreme Court. 1983 Ga.
Const. Art. VI, Sec. VI, Para. II (1).

Respectfully submitted, this the 28th day of October, 2025.

/s/R. Jonathan Hart
R. JONATHAN HART
GA Bar No. 333692
/s/ Andre Pretorius
ANDRE PRETORIUS
GA Bar No. 298154

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Clerk of Superior Court
Chatham County
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RM

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 Plaintiff,)
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v.) Civil Action No.: SPCV23-00211-WA
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Chatham County,)
)
 Defendant.)
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CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that I have this day electronically filed with the Clerk of Court and served electronically and/or by U.S. Mail the foregoing to the following:

John B. Manley
James E. Shipley
P.O. Box 10840
Savannah, GA 31412

James L. Roberts IV
V. Aidan Farris
2487 Demere Road, Suite 400
P.O. Box 21828
St. Simons Island, GA 31522

This 28th day of October, 2025.

CAROTHERS & MITCHELL, LLC

/s/ Thomas M. Mitchell
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GA Bar No. 513597
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