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CL. LINDA PIERCE  
MUSCOGEE COUNTY  
SUPERIOR COURT

IN THE SUPERIOR COURT OF MUSCOGEE COUNTY  
STATE OF GEORGIA

JOHN T. DARR, in his official  
capacity as Sheriff of Muscogee County,

Plaintiff,

v.

COLUMBUS, GEORGIA, a City, a public  
corporation and a political subdivision of  
the State of Georgia; TERESA P.  
TOMLINSON, in her official capacity as  
Mayor of Columbus, ISAIAH HUGLEY,  
in his official capacity as the City Manager  
of Columbus, PAM HODGE, in her  
official capacity as Finance Director of  
Columbus, JERRY "POPS" BARNES, in  
his official capacity as District 1  
Councilor, GLEN DAVIS, in his official  
capacity as District 2 Councilor, BRUCE  
HUFF, in his official capacity as District  
3 Councilor, EVELYN TURNER PUGH,  
in her official capacity as District 4  
Councilor, MIKE BAKER, in his official  
capacity as District 5 Councilor, GARY  
ALLEN, in his official capacity as District  
6 Councilor, EVELYN "MIMI"  
WOODSON, in her official capacity as  
District 7 Councilor, TOM BUCK, in his  
official capacity as District 8 Councilor,  
JUDY THOMAS, in her official capacity  
as District 9 at Large Councilor, and  
BERRY "SKIP" HENDERSON, in his  
official capacity as District 10 at Large  
Councilor,

Defendants.

CIVIL ACTION FILE  
NO. SU-14-CV-3437-94

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**DEFENDANTS' MOTION FOR PARTIAL SUMMARY JUDGMENT**


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**COME NOW**, Defendants in the above-styled action, and, pursuant to the authority of O.C.G.A. §9-11-56, request this Court grant partial summary judgment to Defendants to the extent that any relief sought by Plaintiff is based on the erroneous allegations that the Sheriff's Office is its own unit of local government, and/or that he is his own "budget officer" as defined by O.C.G.A. §36-81-2(2). Neither the facts of this case, nor the law, support these allegations. Defendants rely upon the Motion and the Statement of Undisputed, Material Facts, filed herewith, and move this Court for an Order granting for partial summary judgment.

Respectfully submitted, this 1<sup>m</sup> day of January, 2016.


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**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served the foregoing **DEFENDANTS' MOTION FOR PARTIAL SUMMARY JUDGMENT** via electronic mail, per agreement of counsel and the Court, addressed as follows:

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This 7 day of January, 2016.

  
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Attorney for Defendants