

DEC 20, 2023 03:50 PM

*Mandy Harrison*  
Mandy Harrison, Clerk  
McIntosh County, Georgia

**IN THE SUPERIOR COURT OF MCINTOSH COUNTY  
STATE OF GEORGIA**

Georgette “Sharron” Grovner, Marvin “Kent”  
Grovner Sr., Lula B. Walker, Francine Bailey,  
Mary Bailey, Merden Hall, Florence Hall,  
Yvonne Grovner, and Ire Gene Grovner Sr.;

Plaintiffs,

v.

McIntosh County, McIntosh County Board of  
Commissioners Kate Pontello Karwacki,  
David Stevens, Davis Poole, William E.  
Harrell, and Roger Lotson in their official  
capacities;

Defendants.

Civil Action No. SUV2023000144

**PLAINTIFFS’ MOTION FOR LEAVE TO AMEND COMPLAINT  
TO DISMISS LESS THAN ALL PARTIES**

COME NOW GEORGETTE “SHARRON” GROVNER, MARVIN “KENT” GROVNER SR., LULA B. WALKER, FRANCINE BAILEY, MARY BAILEY, MERDEN HALL, FLORENCE HALL, YVONNE GROVNER, AND IRE GENE GROVNER SR. (collectively “Plaintiffs”), by and through their attorneys, and timely file this Motion for Leave to Amend Complaint to Dismiss Less Than All Parties pursuant to O.C.G.A. §§ 9-11-21 and 9-11-15. Specifically, Plaintiffs move this Court for leave to amend the Complaint to dismiss the McIntosh County Board of Commissioners Kate Pontello Karwacki (“Karwacki”), David Stevens (“Stevens”), Davis Poole (“Poole”), William E. Harrell (“Harrell”) and Roger Lotson (“Lotson”), in their official capacities, and to proceed against McIntosh County, Georgia, as the sole remaining Defendant. *See* Pls.’ Amend. Compl., attached as Ex. A. In support, Plaintiffs refer to the attached brief and proposed order.

**WHEREFORE**, Plaintiffs respectfully request that the Motion for Leave to Amend Complaint to Dismiss Less Than All Parties, namely the McIntosh County Board of Commissioners Karwacki, Stevens, Poole, Harrell and Lotson in their official capacities, be **GRANTED**.

This 20<sup>th</sup> day of December, 2023.

Respectfully submitted,

/s/ Miriam Gutman

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**CERTIFICATE OF SERVICE**

Undersigned counsel hereby certifies that Defendants' counsel has been served electronically with a true and correct copy of the attached Motion for Leave to Amend Complaint to Dismiss Less Than All Parties via the Peachcourt electronic filing system, which will make automatic electronic delivery to all parties, and via electronic mail to counsel of record as follows:

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This 20th day of December, 2023

/s/ Miriam Gutman

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