

IN THE SUPERIOR COURT OF DEKALB COUNTY

STATE OF GEORGIA

MARK GREENBERG,

Petitioner,

vs.

CHERI SMITHSON

Respondent.

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CIVIL ACTION

FILE NO. 21FM9171

PREVIOUS

CAFN 12CV8813-7

**TEMPORARY ORDER**

The above-captioned civil action came before this Court on Petitioner's Citation for Contempt (Post Judgment) filed on October 21, 2021, by Notice of Hearing for September 8, 2022. Both parties were present. Petitioner was represented by Counsel, Tahira P. Piraino, Esq. Respondent appeared pro se. Petitioner's attorney announced Petitioner was requesting this be a temporary hearing in order for the Court to continue to oversee the reunification process. Both parties agreed to participate in mediation in an attempt to resolve the temporary issues. The mediation ended in an impasse. Upon evidence provided in a pretrial conference, the Court finds, and the parties agree as follows:

IT IS ORDERED that:

1. The minor child Emmett Greenberg and Petitioner have started the reunification process with the agreed to Reunification Counselor Eleecia Myers. Ms. Myers will remain as the Reunification Counselor unless both parties agree in writing to use another counselor. In this event, Ms. Myers will continue until a new counselor is agreed to by both parties.

2. The parties shall adhere to all suggestions and recommendations made by Ms. Myers, including any proposed reunification/visitation plans, both temporary and permanent.

The goal is to put into place, as soon as possible, the commencement of Zoom visitation between Petitioner and Emmett under the supervision of Ms. Myers; commencement, as soon as possible thereafter, for in-person day visits to commence with continued input of Ms. Myers; commencement of overnight visits to commence with continued input of Ms. Myers; and, a final parenting plan to be put in place to be recommended and either drafted by Ms. Myers, or drafted by Petitioner's Counsel with the specific direction of Ms. Myers.

3. Emmett will be encouraged to participate fully with the reunification process. Nothing will be said to discourage Emmett, or give him the idea he does not have to cooperate and participate.

4. Should either party relocate during the pending case, notification of the move will be provided with, at a minimum, the mailing address where notifications can be received. The parties will maintain updates of email or phone numbers. The move by a party shall not interfere with the ability of the Petitioner and Emmett to continue the reunification process, including in-person visitation.

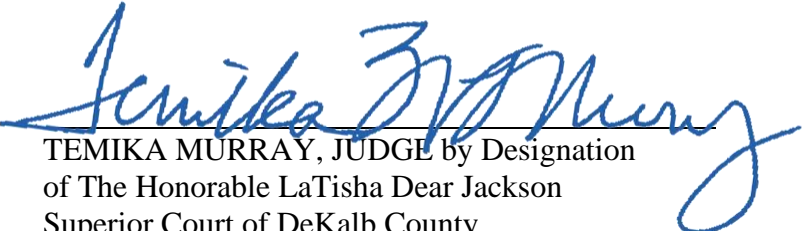
5. The parties will execute a release for Ms. Myers to provide a written report to the Court if the Court, or either party, requests a written report prior to the final hearing, or entry of a final consent order submitted by the parties. The report shall be considered confidential and will be placed under seal at the conclusion of the case.

6. Resolution of the case by the Court is therapeutically driven. Counsel will inform the Court periodically of the progress of the reunification process. All parties shall be copied on any communication to the Court.

7. The issues of contempt and request for attorney fees and costs are reserved until final determination or final agreement of the parties.

8. The parties are directed to strictly abide by the terms of this Order. Failure by either party to follow the terms of this Order will place the violating party in contempt of court.

SO ORDERED, this 16<sup>th</sup> day of September, 2022.

  
TEMIKA MURRAY, JUDGE by Designation  
of The Honorable LaTisha Dear Jackson  
Superior Court of DeKalb County  
Stone Mountain Judicial Circuit

Order presented by:

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Reviewed by Cheri Smithson with her objections as to form conveyed to the Court.

eserved: Tahira P. Piraino, Esq.  
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