

DEC 19, 2018 02:30 PM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

TYLER PERRY,  
Petitioner,

v.

KAITLYN JENKINS,  
Respondent

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CAFN: SUCA2018000030

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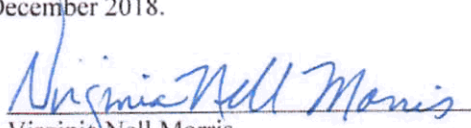
NOTICE OF APPEAL

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Notice is hereby given that Petitioner Tyler Perry, by and through counsel, hereby appeals to the Court of Appeals of Georgia the grant of custody and visitation in the Final Order of the Superior Court of Morgan County filed on November 30, 2018.

The Clerk of Court will omit nothing from the record on appeal. Transcript of evidence and proceedings have been filed for inclusion in the record on appeal.

Respectfully submitted this 19<sup>th</sup> day of December 2018.

  
Virginia Nell Morris  
Attorney for Tyler Perry  
GA Bar No. 334206

MORRIS LAW  
P.O. Box 7224  
Athens, Georgia 30604  
(706) 395-2592  
(706) 395-2593 (Fax)  
ginny@vnmorrislaw.com

FEB 15, 2018 02:42 PM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

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

**TYLER PERRY,  
Petitioner,**

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**V.**

**Civil Action  
Number \_\_\_\_\_**

**KAITLYN V. JENKINS  
Respondent,**

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**PETITION FOR LEGITIMATION, CUSTODY, VISITATION AND CHILD SUPPORT**

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COMES NOW the Petitioner, by and through counsel, and files this, his PETITION FOR LEGITIMATION, CUSTODY, VISITATION AND CHILD SUPPORT, as follows:

1.

Petitioner is a resident of Walton County, Georgia, and has been a resident of the State of Georgia for a continuous period of six (6) months immediately preceding the date of filing this complaint.

2.

Respondent is a resident of Morgan County, Georgia and is subject to the jurisdiction and venue of this Court. Unless service is waived in writing, she may be served with process at her present place of residence, located at 104 Concord Lane, Madison, Georgia 30650.

3.

Petitioner is the biological father of the minor Child, Carson Michael Perry, age two (2) years, born in 2015. This Petition is brought pursuant to O.C.G.A. § 19-7-22 to legitimate said Child.

4.

Petitioner shows that the parents have never been married to each other but lived together during the pendency of the pregnancy for this Child. The Child resided with Petitioner and Respondent from birth to approximately 5 months of age. When Respondent moved from Petitioner's home, Petitioner and Respondent shared custody, each caring for the Child every other week, until approximately five months ago, when Respondent started limiting Petitioner's time with the Child to no more than one day per week. Petitioner has financially and emotionally supported the Child since birth and is currently under a Walton County Superior Court Child Support Order, CAFN 2017-SU-CV-1939, to pay \$445.00 beginning February 2018.

5.

No proceeding other than this action has ever been initiated concerning the custody of this Child, and Petitioner knows of no individual other than the parties to this action who may have any claim of custody or visitation rights concerning this Child.

6.

This Child is in the primary physical custody of Respondent, though not by court order. Petitioner has had parenting time with the Child in the past for up to a week at a time. However, he has recently been restricted from visiting with the Child more than one day per week.

7.

Petitioner shows that he is the biological father of the Child and that he has been very involved with the Child since birth. He has helped care for and support the Respondent during the pregnancy and the Child since birth. Petitioner shows that he has exercised his parenting opportunities and that it is in the best interest of the Child that Petitioner be declared the legal father of the Child.

8.

Petitioner shows that he desires primary physical custody of the Child because he is employed, has stable housing, transportation, a support network and the ability to support and care for the Child. Respondent is employed at a part time minimum wage job and lives in a two-bedroom apartment with her divorced parents, her grandmother and her son. Petitioner shows that it is in the best interest of the Child that Petitioner has primary physical custody.

9.

As the noncustodial parent of the Child, Respondent is entitled to liberal visitation with the Child to be decided by the Court.

10.

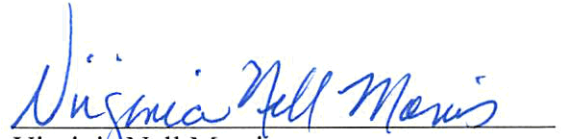
As custodial parent of the Child, Petitioner is entitled to reasonable Child support from Respondent to help with the cost of care for the Child.

WHEREFORE, Petitioner prays:

- (a) That service of process issue and the Respondent be served according to law;
- (b) That a Rule Nisi be issued requiring Respondent to appear and show, if she can, why Petitioner should not be granted the relief sought herein on a temporary and permanent basis;
- (c) That an order be entered making the Petitioner the legal father of the minor Child;
- (d) That Petitioner be awarded permanent joint legal custody and primary physical custody of the minor Child;
- (e) That a plan of liberal visitation for the Child be developed to permit the Child to maintain a relationship with both parents;
- (f) That permanent Child support be awarded for the support of the minor Child of the parties;
- (g) That Petitioner be granted such other relief as the Court may deem to be just and

equitable.

Respectfully submitted this 6<sup>th</sup> day of February, 2018.



Virginia Nell Morris  
Attorney for Tyler Perry  
GA Bar No. 334206

MORRIS LAW  
P.O. Box 7224  
Athens, Georgia 30604  
(706) 395-2592  
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FEB 15, 2018 02:42 PM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

**TYLER PERRY,**  
Petitioner,

v.

**KAITLYN JENKINS,**  
Respondent

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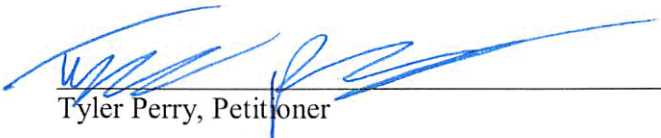
CAFN:

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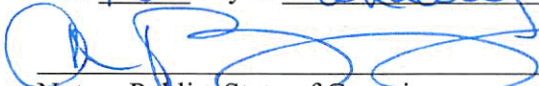
VERIFICATION

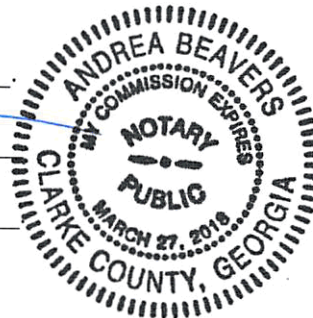
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Personally appeared before me the undersigned who on oath states that the facts set forth in this PETITION FOR LEGITIMATION, CUSTODY, VISITATION AND CHILD SUPPORT are true and correct to the best of his knowledge and belief.

  
Tyler Perry, Petitioner

Sworn to and subscribed before me  
This 18 day of January, 2018.

  
Notary Public, State of Georgia  
My commission expires 3/27/18



FEB 15, 2018 02:42 PM

IN THE SUPERIOR COURT OF Morgan COUNTY  
OCMULGEE JUDICIAL CIRCUIT  
STATE OF GEORGIA

*Jody M Moss*  
Jody M Moss, Clerk  
Morgan County, Georgia

Tyler Perry,  
Plaintiff/Petitioner

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\*

v.

CIVIL ACTION NO. \_\_\_\_\_

Kaitlyn V. Jenkins  
Defendant/Respondent.

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**DOMESTIC RELATIONS STANDING ORDER AND NOTICE REQUIREMENT**

Pursuant to O.C.G.A. § 19-1-1(b), this Standing Order shall bind the parties in the above-styled action, their agents, servants, employees, and all other persons acting in concert with the parties in all domestic relations cases filed in this Court until and unless this Standing Order is specifically modified or superseded by further order of this Court. The **PARTY FILING THE ACTION** shall complete the above required information by inserting the names of the parties and the case number and shall file the order in the case. In cases where service is by acknowledgment, the **PARTY FILING THE ACTION** shall attach a copy of this order to the original complaint and give or mail a copy of the filed order to the opposing side.

**1.**

Each party is hereby enjoined and restrained from doing or attempting to do or threatening to do any act which injures, maltreats, vilifies, molests, or harasses or which may, upon judicial determination, constitute threats, harassment, or stalking the adverse party or the child or children of the parties or any act which constitutes a violation of other civil or criminal laws of this state.

**2.**

Each party is encouraged to refrain from making derogatory comments regarding any other party in the presence of the minor child or children of any party. Moreover, each party is discouraged from making any statement or taking any action which may unnecessarily place the minor child or children of any party "in the middle" of this divorce action (e.g., having a child deliver messages to another party regarding legal proceedings or sending child support payments to another party by a child, etc.). Each party shall be mindful of the routine of the minor child or children of the parties. No party shall change the day care or school, or the day care or school routine for the minor child or children other than to the extent the separation of the parties or other circumstances absolutely necessitate such a change. Each party is encouraged to continue all regularly scheduled extracurricular activities of the minor child or children.

3.

Each party is enjoined and restrained from unilaterally causing or permitting the minor child or children of the parties to be removed from the State of Georgia other than in the ordinary course of family activities, except in the event of an emergency. In non-emergency situations, the parent causing or permitting the minor child or children to leave the state in the ordinary course of a family activity shall convey to the other parent in writing the specific date(s), specific location(s), and contact information (including address(es) and phone number(s)) for the child or children while they are outside the state.

4.

Each party is hereby enjoined and restrained from selling, encumbering, trading, contracting to sell, or otherwise disposing of or removing from the State of Georgia any of the property belonging to the parties except in the ordinary course of business or except in an emergency.

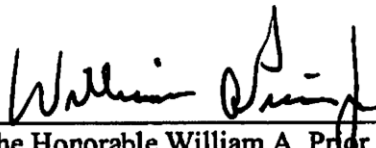
5.

Each party is hereby enjoined and restrained from making any change to any policy of insurance (health, life, automobile, homeowner's or any other type of insurance) in force of being maintained at the time of the filing of this action without the express written consent of the other party.

6.

Each party is hereby advised that failure to follow any provision of this Standing Order unless substantially justified, may result in sanctions or penalties as provided by statute, rule or authority of the Court, including a finding of contempt by the Court; taxation of costs or attorney's fees; and/or the imposition of monetary or other sanctions.

SO ORDERED, this 24<sup>th</sup> day of March, 2017.

  
\_\_\_\_\_  
The Honorable William A. Prior, Jr.  
Chief Judge, Ocmulgee Judicial Circuit



**SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA**

CIVIL ACTION NUMBER SUCA2018000030

Perry, Tyler

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**PLAINTIFF**

**VS.**

Jenkins, Kaitlyn V.

---

**DEFENDANT**

**SUMMONS**

TO THE ABOVE NAMED DEFENDANT:

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

**VIRGINIA NELL MORRIS  
Virginia Nell Morris Law LLC  
P.O. Box 7224  
Athens, Georgia 30604**

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

**This 15th day of February, 2018.**

Clerk of Superior Court



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Jody M Moss, Clerk  
Morgan County, Georgia

**General Civil and Domestic Relations Case Filing Information Form**

**FEB 15, 2018 02:42 PM**

  
 Jody M. Moss, Clerk  
 Morgan County, Georgia

Superior or  State Court of Morgan County

**For Clerk Use Only**

**Date Filed** 02-15-2018 **Case Number** SUCA2018000030  
**MM-DD-YYYY**

**Plaintiff(s)**

Perry, Tyler

Last	First	Middle I.	Suffix	Prefix

**Defendant(s)**

Jenkins, Kaitlyn V.

Last	First	Middle I.	Suffix	Prefix

**Plaintiff's Attorney** MORRIS, VIRGINIA NELL

**Bar Number** 334206 **Self-Represented**

**Check One Case Type in One Box**

**General Civil Cases**

Medical Malpractice Tort

Product Liability Tort

Automobile Tort

General Tort

Contract

Real Property

Civil Appeal

Habeas Corpus

Restraining Petition

Injunction/Mandamus/Other Writ

Garnishment

Landlord/Tenant

Other General Civil

**Domestic Relations Cases**

Dissolution/Divorce/Separate Maintenance

Paternity/Legitimation

Support – IV-D

Support – Private (non-IV-D)

Adoption

Family Violence Petition

Other Domestic Relations

**Post-Judgement – Check One Case Type**

Contempt

Non-payment of child support, medical support, or alimony.

Modification

Administrative/Other

Check if the action is related to another action(s) pending or previously pending in this court involving some or all the same parties, subject matter, or factual issues. If so, provide a case number for each.

\_\_\_\_\_  
**Case Number**

I hereby certify that the documents in this filing, including attachments and exhibits, satisfy the requirements for redaction of personal or confidential information in O.C.G.A. §9-11-7.1.

Is interpreter needed in this case? If so, provide the language(s) required. \_\_\_\_\_  
**Language(s) Needed**

Do you or your client need any disability accommodations? If so, please describe the accommodation request.

MAR 07, 2018 04:07 PM

  
Jody M Moss, Clerk  
Morgan County, Georgia

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

**TYLER PERRY,**

)

**Petitioner,**

)

)

**v.**

)

)

**KAITLYN V. JENKINS,**

)

)

**Defendant.**

)

)


**CIVIL ACTION**

**FILE NO.: SUCA2018000030**

**ACKNOWLEDGMENT OF SERVICE**

Defendant, through her attorney, acknowledges service of the PETITION FOR LEGITIMATION, CUSTODY, VISITATION, and CHILD SUPPORT in the above-referenced matter.

This 7<sup>th</sup> day of March, 2018.

  
\_\_\_\_\_  
BRAD J. EVANS  
ATTORNEY FOR KAITLYN V. JENKINS

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

TYLER PERRY, )  
 )  
 Petitioner, )  
 )  
 v. ) CIVIL ACTION  
 ) FILE NO.: SUCA2018000030  
 )  
 KAITLYN V. JENKINS, )  
 )  
 Defendant. )

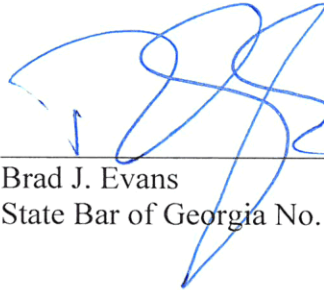
CERTIFICATE OF SERVICE

On this day, Petitioner's counsel of record was served with a copy of this

**ACKNOWLEDGMENT OF SERVICE** by email through PeachCourt as follows:

Virginia Nell Morris  
Morris Law  
P.O. Box 7224  
Athens, Georgia 30604

This 7<sup>th</sup> day of March, 2018.



---

Brad J. Evans  
State Bar of Georgia No. 251610

Law Office of Brad J. Evans LLC  
271 West Washington Street, Suite 120  
P.O. Box 1361  
Madison, Georgia 30650  
(706) 438-1091

APR 04, 2018 05:34 PM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

**TYLER PERRY,**  
**Petitioner,**

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**V.**

**Civil Action File**  
**Number: SUCA2018000030**

**KAITLYN V. JENKINS**  
**Respondent,**

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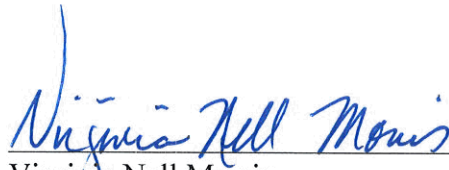
**RULE 5.2 CERTIFICATE**

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NOW COMES Petitioner, by and through counsel, and pursuant to Rule 5.2 of the Uniform Rules of Superior Court notifies the Court that on this date, the undersigned served upon the opposing party a copy of the following:

1. Petitioner's First Interrogatories To Respondent
2. Petitioner's First Request For Production Of Documents And Notice To Produce To Respondent

This 28<sup>th</sup> day of March 2018.

  
Virginia Nell Morris  
Attorney for the Petitioner  
Georgia Bar No. 334206

APR 04, 2018 05:34 PM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

**TYLER PERRY,**  
**Petitioner,**

**V.**

**KAITLYN V. JENKINS**  
**Respondent,**

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**Civil Action File**  
**Number: SUCA2018000030**

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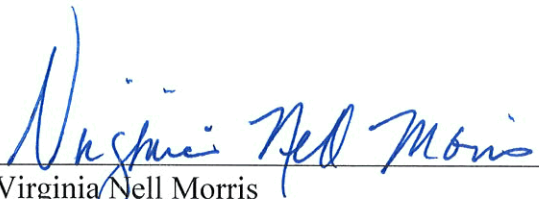
**CERTIFICATE OF SERVICE**

---

I hereby certify that I have this day served a true and correct copy of the foregoing Rule 5.2 Certificate in the above styled case upon the opposing party in this matter, by depositing same in the United States Mail with adequate postage affixed thereto to ensure delivery to:

Brad Evans  
271 W Washington St  
Ste 120  
Madison, Georgia

This 28<sup>th</sup> day of March 2018.

  
Virginia Nell Morris  
Attorney for the Plaintiff  
Georgia Bar No. 334206

Morris Law  
P.O. Box 7224  
Athens, Ga. 30604  
709/395-2592 (office)  
706/395-2593 (fax)  
ginny@vnmorrislaw.com

APR 05, 2018 12:35 PM

  
Jody M Moss, Clerk  
Morgan County, Georgia

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

TYLER PERRY, )  
)  
Petitioner, )  
)  
vs. )  
)  
KAITLYN V. JENKINS, )  
)  
Respondent. )  
\_\_\_\_\_ )

CIVIL ACTION  
FILE NUMBER: SUCA2018000030

**ANSWER TO PETITION FOR LEGITIMATION,  
CUSTODY, VISITATION, AND CHILD SUPPORT  
AND COUNTERCLAIM TO ESTABLISH CUSTODY AND VISITATION**

Respondent Kaitlyn V. Jenkins submits her Answer to Petitioner's Petition for Legitimation, Custody, Visitation, and Child Support (the "Petition") and in support of this Answer and Counterclaim to Establish Custody and Visitation, Respondent Kaitlyn V. Jenkins states as follows:

1.

Respondent admits the allegations contained in Paragraph 1 of the Petition.

2.

Respondent admits that jurisdiction and venue are proper in this Court.

3.

Respondent admits that Petitioner is the biological father of the minor child. The second sentence of this Paragraph contains a statement and does not require a response.

4.

Respondent admits that the parties have never been married. Respondent admits the second sentence of Paragraph 4 of the Petition. Respondent denies the allegations contained in

the third sentence of Paragraph 4. Respondent admits that Petitioner is under a child support order initiated by Child Support Services but denies the other allegations contained in the fourth sentence of Paragraph 4 of the Petition.

5.

Respondent admits the allegations contained in Paragraph 5 of the Petition.

6.

Respondent admits that that the child of the parties is in her primary physical custody. Respondent denies the other allegations contained in Paragraph 6 of the Petition.

7.

Respondent admits that Petitioner is the biological father and the legal father of the minor child. Respondent denies the other allegations contained in Paragraph 7 of the Petition.

8.

Respondent denies the allegations set forth in the first sentence of Paragraph 8 of the Petition. Respondent admits that she is employed and currently resides with family. Respondent denies the other allegations contained in Paragraph 8 of the Petition.

9.

Respondent denies the allegations set forth in Paragraph 9 of the Petition.

10.

Respondent denies the allegations set forth in Paragraph 10 of the Petition.

11.

To the extent it is determined Respondent did not respond to any specific allegation contained in the Petition, it stands denied.



12.

To the extent the prayers for relief require a response, they stand denied.

**COUNTERCLAIM TO ESTABLISH CUSTODY AND VISITATION**

1.

Respondent incorporates each of the foregoing facts and allegations as if fully set forth in this Counterclaim.

2.

Respondent is a resident of Morgan County, Georgia and has been at least six (6) months prior to the filing of this action.

3.

Petitioner is subject to the jurisdiction and venue of this Court for the purposes of this Counterclaim.

4.

Respondent is the primary physical custodian of the minor child of the parties, to wit: CARSON MICHAEL PERRY, born in 2015 and currently two (2) years old. Petitioner is the legal and biological father of said child.

5.

Respondent is not aware of any person not a party to this case who has physical custody of the child or claims to have custody or visitation rights with respect to the child. Respondent is not aware of any other actions involving custody of the child pending in this or any other state. Respondent has not participated as a party or a witness in any other actions involving the child.

6.

Respondent shows that it is in the best interests of the child for Respondent to have temporary and permanent primary physical custody of the child on an immediate basis and for the child to reside with Respondent with appropriate parenting time for Petitioner.

7.

Petitioner has already been ordered to pay child support by Child Support Services.

8.

Respondent seeks reimbursement for attorneys' fees, costs and expenses of litigation associated with this case.

**WHEREFORE,** Respondent prays that as follows:

- a) That Petitioner be declared the biological and legal father of the child;
- b) That Respondent be designated the primary physical custodian of the child;
- c) That Petitioner be provided standard visitation with the child;
- d) That Petitioner be ordered to pay Respondent's costs associated with this action; and
- e) For all other relief as the Court deems just and proper.

This 5<sup>th</sup> of April, 2018.



---

Brad J. Evans  
State Bar of Georgia No. 251610

Law Office of Brad J. Evans LLC  
271 West Washington Street, Suite 120  
P.O. Box 1361  
Madison, Georgia 30650  
(706) 438-1091

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

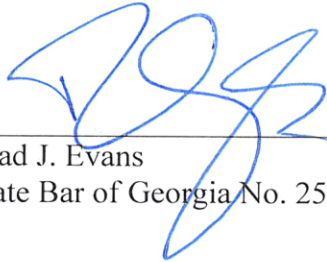
<b>TYLER PERRY,</b>	)	
	)	
<b>Petitioner,</b>	)	
	)	
<b>vs.</b>	)	<b>CIVIL ACTION</b>
	)	<b>FILE NUMBER: SUCA2018000030</b>
<b>KAITLYN V. JENKINS,</b>	)	
	)	
<b>Respondent.</b>	)	
_____	)	

**CERTIFICATE OF SERVICE OF DISCOVERY**

I certify that I have served a copy of the foregoing **ANSWER TO PETITION FOR LEGITIMATION, CUSTODY, VISITATION, AND CHILD SUPPORT AND COUNTERCLAIM TO ESTABLISH CUSTODY AND VISITATION** via PeachCourt:

Virginia Nell Morris  
Morris Law  
P.O. Box 7224  
Athens, Georgia 30604

This 5<sup>th</sup> day of April, 2018.

  
\_\_\_\_\_  
Brad J. Evans  
State Bar of Georgia No. 251610

Law Office of Brad J. Evans LLC  
271 West Washington Street, Suite 120  
P.O. Box 1361  
Madison, Georgia 30650  
(706) 438-1091

APR 19, 2018 02:31 PM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

**TYLER PERRY,**

**Plaintiff,**

**v.**

**CIVIL ACTION**

**FILE NO.: SUCA2018000030**

**KAITLYN V. JENKINS,**


**Defendant.**

**NOTICE OF HEARING**

PLEASE TAKE NOTICE that the undersigned will bring the issues of the within and Counterclaim in the above-styled action on for temporary hearing before THE HON. WILLIAM A. PRIOR JR., Judge of said Court on the 9<sup>th</sup> day of May, 2018 at 9:00 a.m. or as soon thereafter as counsel can be heard.

This 19<sup>th</sup> day of April, 2018.

**LAW OFFICE OF BRAD J. EVANS LLC**

By:   
Brad J. Evans  
State Bar of Georgia No. 251610

Attorney for Plaintiff  
271 West Washington Street  
P.O. Box 1361  
Madison, Georgia 30650  
(706) 438-1091  
brad@bje-law.com

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

TYLER PERRY,

Plaintiff,

v.

CIVIL ACTION

FILE NO.: SUCA2018000030

KAITLYN V. JENKINS,

Defendant.

CERTIFICATE OF SERVICE

This is to certify that I have this day served a copy of **NOTICE OF HEARING** on opposing counsel via U.S. Mail addressed as follows:

Virginia Nell Morris  
MORRIS LAW  
P.O. Box 7224  
Athens, Georgia 30604

This 19<sup>th</sup> day of April, 2018.

LAW OFFICE OF BRAD J. EVANS LLC

  
\_\_\_\_\_  
Brad J. Evans

State Bar of Georgia No. 251610  
Attorney for Plaintiff  
271 West Washington Street  
P.O. Box 1361  
Madison, Georgia 30650  
(706) 438-1091  
[brad@bje-law.com](mailto:brad@bje-law.com)

APR 25, 2018 01:07 PM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

TO: All Judges, All Clerks of Court, and Counsel of Record  
FROM: Brad J. Evans  
RE: **NOTICE OF LEAVE OF ABSENCE**  
DATE: April 25, 2018

**NOTICE OF LEAVE OF ABSENCE**

Brad J. Evans, pursuant to Rule 16 of the Georgia Uniform Superior Court Rules, respectfully notifies all Judges before whom he is counsel of record on pending cases, all affected Clerks of court, and all opposing counsel, that he will be on leave for personal or family travel as follows:

1.

The periods of leave during which Applicant will be away from the practice of law are:

a. June 16, 2016 through June 30, 2018.

2.

If no Judges and opposing counsel object to the proposed leave within 10 days from the date of this Notice, the request for shall be deemed granted.

**LAW OFFICE OF BRAD J. EVANS LLC**

By:   
Brad J. Evans  
State Bar of Georgia No. 251610

271 West Washington St.  
Suite 120  
P.O. Box 1361  
Madison, Georgia 30650  
Office: 706.438.1091

**EXHIBIT "A"**

<b>NAME OF CASE / CASE NUMBER</b>	<b>NAME OF COURT</b>	<b>OPPOSING COUNSEL</b>
Candace Walker f/k/a, Candace Walker Vining v. Rodney Leallen Vining  Case No.: 2016SUCV290	Putnam Superior	Rick Gardner 141 S. Wilkinson St. Milledgeville, Georgia 31061
Garry Wayne Jameson, Jr. v. Julie Webb  Case No.: SUCA2017000311	Putnam Superior	Christopher Huskins Huskins Law Firm, LLC 114 ½ West Marion Street Eatonton, Georgia 31024
Legacy Rhab, LLC v. Hart Care Center, Inc  Case No.: 18-SV-02	Washington County State Court	Adam Hoipkemier 1220 Langford Drive Building 200-101 Watkinsville, Georgia 30677  Adam Hebbard 320 E. Clayton Street Suite 407 Athens, Georgia 30601
Tyler Perry v. Kaitlyn Jenkins  Case No.: SUCA2018000030	Morgan Superior	Virginia Nell Morris P.O. Box 7224 Athens, Georgia 30604
Jill Murdoch v. Bhugesh Patel  Case No.: SUCA2017000116	Morgan Superior	C. Wilson DuBose 285 N. Main Street Madison, Georgia 30650

Morgan County Probate Court  
149 E. Jefferson  
P.O. Box 857  
Macon, GA 30650

LeShauna R. Jackson, Clerk  
Hancock County  
10571 Highway 15 N.  
Room 109  
Sparta, Georgia 31087

Jody M. Moss, Clerk  
Morgan County  
P.O. Box 551  
Macon, Georgia 30650

Deborah D. Jackson, Clerk  
Greene County  
113 N. Main St., Suite 109  
Greenesboro, Georgia 30642

Dan Jordan, Clerk  
Jasper County  
126 W. Greene St., Suite 110  
Monticello, Georgia 31064

Sheila H. Perry, Clerk  
Putnam County  
100 S. Jefferson Ave., Ste 236  
Eatonton, Georgia 31024

Joy H. Conner, Clerk  
Washington County State Court  
P. O. Box 231  
132 W. Haynes Street  
Sandersville, GA 31082

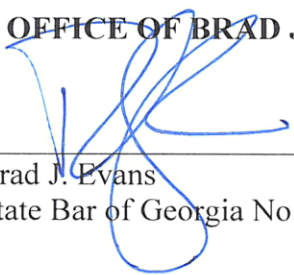
Chief Judge William A. Prior, Jr. P.O. Box 728 Madison, Georgia 30650	Judge Hugh V. Wingfield, III P.O. Box 1539 Gray, Georgia 31032
Judge E. Trenton Brown, III 100 S. Jefferson Avenue; Ste. 335 Eatonton, Georgia 31024	Judge Brenda H. Trammell P.O. Box 1050 Milledgeville, Georgia 31059
Judge Alison T. Burleson P.O. Box 111 Monticello, Georgia 31064	Judge Philip B. Spivey P.O. Drawer 1810 Milledgeville, Georgia 31059

CERTIFICATE OF SERVICE

I certify that I have served a true and correct copy of the foregoing **NOTICE OF LEAVE OF ABSENCE** upon all judges, clerks and opposing counsel listed on the attached Exhibit A by United States Mail.

This 25<sup>th</sup> day of April, 2018.

**LAW OFFICE OF BRAD J. EVANS LLC**

By:   
\_\_\_\_\_  
Brad J. Evans  
State Bar of Georgia No. 251610

271 West Washington St.  
Suite 120  
P.O. Box 1361  
Madison, Georgia 30650  
Office: 706.438.1091



MAY 01, 2018 07:58 PM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

TYLER PERRY, )  
)  
Petitioner, )  
)  
vs. )  
)  
KAITLYN V. JENKINS, )  
)  
Respondent. )  
\_\_\_\_\_ )

CIVIL ACTION  
FILE NUMBER: SUCA2018000030

CERTIFICATE OF SERVICE OF DISCOVERY

I certify that I have served a copy of the foregoing **RESPONSES TO PETITIONER'S FIRST INTERROGATORIES AND PETITIONER'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS AND NOTICE TO PRODUCE TO RESPONDENT**

via PeachCourt and email:

Virginia Nell Morris  
Morris Law  
P.O. Box 7224  
Athens, Georgia 30604

This 1<sup>st</sup> of May, 2018.

  
\_\_\_\_\_  
Brad J. Evans  
State Bar of Georgia No. 251610

Law Office of Brad J. Evans LLC  
271 West Washington Street, Suite 120  
P.O. Box 1361  
Madison, Georgia 30650  
(706) 438-1091

MAY 18, 2018 07:54 AM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

TYLER PERRY, )  
)  
Petitioner, )  
)  
vs. )  
)  
KAITLYN V. JENKINS, )  
)  
Respondent. )  
\_\_\_\_\_ )

CIVIL ACTION  
FILE NUMBER: SUCA2018000030

TEMPORARY ORDER

The above-referenced matter was set down on Respondent's Counterclaim for hearing on May 9, 2018. Respondent appeared with her counsel of record, Brad J. Evans. Petitioner and his counsel of record did not appear. After the call of the case, Respondent presented evidence to the Court. The Court considered said evidence and enters the following order:

1.

CARSON MICHAEL PERRY, a male child born in 2015, is the legitimate child of Petitioner TYLER PERRY. Therefore, the child and father are capable of inheriting from each other the same as if born in lawful wedlock.

2.

Respondent shall be the primary physical custodian of said child with Petitioner having visitation with said child every other Saturday and Sunday from 9:00 a.m. to 5:00 p.m. Said visitation shall begin May 19, 2018 and continue every other weekend for said times until modified by this Court.

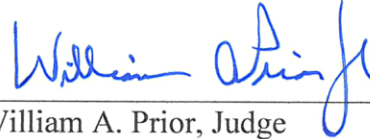
3.

Petitioner shall be responsible for picking up and dropping off the minor child at Respondent's residence. Petitioner shall provide Respondent with the address of his residence.

4.

Both parties shall comply with the Ocmulgee Judicial Circuit's Standard Orders for Parenting, which are attached hereto as Exhibit "A."

This 9<sup>th</sup> day of May, 2018.



---

William A. Prior, Judge  
Morgan County Superior Court  
Ocmulgee Judicial Circuit

# EXHIBIT A

## STANDARD ORDERS FOR PARENTING

1. Each parent shall always keep the other informed of his/her actual address of residence, mailing address if different, home and work telephone numbers and any changes within twenty-four hours of such change occurring.

2. Should either parent require child care for twenty-four hours or longer when the child is in his/her care, the other parent shall have first option to provide such care.

3. Neither parent shall say or do anything in the presence or hearing of the child that would in any way diminish the child's love or affection for the other parent, and shall not allow others to do so.

4. All former marital, child sharing, court related and financial communications between the parents shall occur at a time when the child is not present or within hearing range. Communication regarding these issues shall not occur at times of exchanges of the child or during telephone visits with the child.

5. Each parent shall inform the other as soon as possible of all school, sporting, and other special activity notices and cooperate in the child's consistent attendance at such events. Neither parent shall schedule activities during the other parent's scheduled parenting time without the other parent's prior agreement.

6. At least 24 hour notice of schedule change shall be given to the other parent. The parent requesting the change shall be responsible for any additional child care that results from the change.

7. The parties shall have the right to call the minor child on the telephone at any reasonable time, so long as the telephone calls to the child do not become excessive or disrupt the child's normal homework or sleep schedule. Likewise, the child shall have the right to call either parent at all reasonable times. In the event a long distance telephone call is required, the noncustodial parent shall provide a calling card for use by the child to place telephone calls to said parent. All parties will allow the child to have uninterrupted, private conversations with the parent and neither parent shall tape record the child's conversation with the other parent or other person. In the event that there is a dispute between the parties as to when a telephone call can be made, then calls from the parent shall be twice per week on Tuesday and Thursday evenings between the hours of 7:00 p.m. and 9:00 p.m.

8. Each party shall notify the other party as soon as reasonable of any serious illness or emergency affecting the child while in that party's physical custody.

9. Each party shall have the right to communicate with the child's teachers, coaches, tutors, and other educational providers; doctors, nurses, counselors, psychiatrists, and other health care providers; and to obtain copies of the child's school and medical records. Each party shall have the right to attend all school and extra-curriculum events, religious events of significance, graduation, recitals, award ceremonies, and other such events relating to the child.

Revised 1/12/2017



MAY 23, 2018 04:59 PM

*Jody M. Moss*  
Jody M. Moss, Clerk  
Morgan County, Georgia

AMENDED NOTICE OF LEAVE OF COURT

NOW COMES Virginia Nell Morris and respectfully notifies all judges before who she has cases pending, all affected clerks of court and all opposing counsel that she will be on leave pursuant to Georgia Uniform Court Rule 16 for the dates as follows:

- |  |                      |
|--|----------------------|
| a. June 14, 15, 19, 20, 21 and 27, 2018        | Personal             |
| b. July 31, 2018 through August 3, 2018        | Personal             |
| c. August 15, 2018 through August 24, 2018     | Continuing Education |
| d. October 10, 2018 through October 15, 2018   | Personal             |
| e. October 18, 2018 through October 19, 2018   | Continuing Education |
| f. November 20, 2018 through November 23, 2018 | Personal             |
| g. December 19, 2018 through January 2, 2019   | Personal             |

All affected judges and opposing counsel shall have ten (10) days from the date of this notice to object to it. If no objections are filed, the leave shall be granted.

The actions to be protected are as attached.

*Virginia Nell Morris*  
Virginia Nell Morris  
Georgia Bar No. 334206

CERTIFICATE OF SERVICE

This is to certify that I have this day served a copy of this notice of leave of Absence upon all judges, clerks and opposing counsel listed therein by emailing or depositing same in the United States Mail with proper postage affixed there to.

Respectfully submitted this 17<sup>th</sup> day of May, 2018

*Virginia Nell Morris*  
Virginia Nell Morris  
Georgia Bar No. 334206

SUPERIOR COURTS  
GEORGIA

ATHENS-CLARKE COUNTY SUPERIOR COURT

Cieszewski v. Cieszewski  
SU13CV1074

JUDGE

Judge Regina Quick

Millsap . Benson  
SU16CV0809

Judge Regina Quick

Hubbard v. Hill  
SU16CV0279

Judge Regina Quick

Hollman v. Dickerson  
SU17CV0694

Judge Patrick Haggard

Muniz v. Lord  
SU16CV0255

Judge Eric Norris

ELBERT COUNTY SUPERIOR COURT

Thomas v. Hamm  
16EV470

Judge Chris Phelps

MADISON COUNTY SUPERIOR COURT

Carey v. Kitchens  
18MV217

Judge Chris Phelps

MORGAN COUNTY SUPERIOR COURT

Perry v. Jenkins  
SUCA2018000030

Judge William Prior

SUPERIOR COURT ATTORNEY'S FOR  
ATHENS-CLARKE, ELBERT,  
MADISON AND MORGAN COUNTIES

Brian Carney  
Jo Carol Nessel-Sale  
Oscar Gertsch  
Kim Michael  
Samuel Thomas  
Brad Evans  
Ronnie Jones  
Greg Daniels

[brian@briancarneylaw.com](mailto:brian@briancarneylaw.com)  
[jcnessetsale@gmail.com](mailto:jcnessetsale@gmail.com)  
[oscar@gertschfamilylaw.com](mailto:oscar@gertschfamilylaw.com)  
[kimmichael@bellsouth.net](mailto:kimmichael@bellsouth.net)  
[samthomaslaw@gmail.com](mailto:samthomaslaw@gmail.com)  
[brad@bjelaw.com](mailto:brad@bjelaw.com)  
[lawofficesofrnj@yahoo.com](mailto:lawofficesofrnj@yahoo.com)  
[gdaniels@danielsrothman.com](mailto:gdaniels@danielsrothman.com)



MAY 30, 2018 12:54 PM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

**TYLER PERRY,**  
**Petitioner,**

\*

\*

\*

v.

\*

CAFN: SUCA2018000030

\*

**KAITLYN JENKINS,**  
**Respondent**

\*

\*

\*

---

**NOTICE OF HEARING**

---

**NOTICE IS HEREBY GIVEN** that the Petitioner will bring the above-styled action before the Superior Court of Morgan County on Wednesday, July 11, 2018 at 9:00 a.m., in Courtroom \_\_\_\_\_ of the Morgan County Courthouse, Madison, Georgia, for a final hearing on all issues.

This 30<sup>th</sup> day of May 2018.



Virginia Nell Morris  
Attorney for Tyler Perry  
GA Bar No. 334206

MORRIS LAW  
P.O. Box 7224  
Athens, Georgia 30604  
(706) 395-2592  
(706) 395-2593 (Fax)  
ginny@vnmorrislaw.com

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

**TYLER PERRY,**  
**Petitioner,**

**v.**

**KAITLYN JENKINS,**  
**Respondent**

\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*

**CAFN: SUCA2018000030**

\*

---


**CERTIFICATE OF SERVICE**

---

This is to certify that I have, as of the date set forth below, served a copy of **NOTICE OF HEARING**, on Respondent, via her attorney, to the address listed below, by depositing it in first class U.S. Mail with proper postage affixed thereon:

Brad Evans  
271 W Washington St  
Ste 120  
Madison, Georgia 30650

Respectfully submitted this 30<sup>th</sup> day of May 2018.

  
Virginia Nell Morris  
Attorney for Tyler Perry  
GA Bar No. 334206

MORRIS LAW  
P.O. Box 7224  
Athens, Georgia 30604  
(706) 395-2592  
(706) 395-2593 (Fax)  
ginny@vnmorrislaw.com

JUL 25, 2018 11:18 AM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

TYLER PERRY,

Plaintiff,

VS.

KAITLYN V. JENKINS,

Defendant.

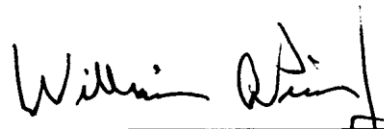
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)

CIVIL ACTION FILE  
NO. SUCA2018000030

**RULE NISI**

Notice is hereby given that the above-styled matter shall come on for a hearing on Monday, the 29th day of October, 2018, at 9:00 a.m. before The Honorable William A. Prior, Jr., Chief Judge, Superior Court of Morgan County, at the Morgan County Courthouse, Madison, Georgia. Counsel for all parties are ordered to attend.

SO ORDERED this 24th day of July, 2018.



\_\_\_\_\_  
The Honorable William A. Prior, Jr.  
Chief Judge, Ocmulgee Judicial Circuit

**CERTIFICATE OF SERVICE**

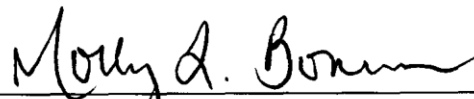
I, Molly Bonner, Secretary to Judge William A. Prior, Jr., do hereby certify that I have this day served the within Rule Nisi upon the individuals listed below by delivering a true copy of said order to them by electronic transmission and addressed as follows:

Virginia Nell Morris, Esq.  
Attorney for Plaintiff  
[ginny@vnmorrislaw.com](mailto:ginny@vnmorrislaw.com)

Brad J. Evans, Esq.  
Attorney for Defendant  
[brad@bje-law.com](mailto:brad@bje-law.com)

Original Filed with Clerk of Court

This 24th day of July, 2018.



\_\_\_\_\_  
Molly L. Bonner  
Post Office Box 728  
Madison, Georgia 30650  
Tel: (706) 342-0672

AUG 30, 2018 09:35 AM

  
Jody M Moss, Clerk  
Morgan County, Georgia

IN THE SUPERIOR COURT FOR THE COUNTY OF **MORGAN**

Tyler Perry

Plaintiff,

v.

Kaitlyn Jenkins

Defendant.

Civil Action File No.

SUCA2018000030

**DOMESTIC RELATIONS FINANCIAL AFFIDAVIT**

1. AFFIANT'S NAME Tyler Perry  
Affiant's Age 23  
Other Parent's Name Kaitlyn Jenkins  
Other Parent's Age ?

Names and birth dates of children for whom support is to be determined in this action:

Name:	Date of Birth:	Resides with:
Carson perry	2015	MOTHER

Names and birth dates of affiant's other children:

Name:	Date of Birth:	Resides with:

2. SUMMARY OF AFFIANT'S INCOME AND NEEDS

(a) Gross monthly income (from item 3A)	<u>\$2,560.00</u>
(b) Net monthly income (from item 3B)	<u>\$2,160.00</u>
(c) Average monthly expenses (item 5A)	<u>\$1,400.00</u>
Monthly payments to creditors	<u>+ \$479.00</u>
Total monthly expenses and payments to creditors (item 5C)	<u>\$1,879.00</u>

3A. AFFIANT'S GROSS MONTHLY INCOME  
 (Complete this section or attach Child Support Schedule A)  
 (All income must be entered based on monthly average regardless of date of receipt.)

Salary or Wages ATTACH COPIES OF 2 MOST RECENT WAGE STATEMENTS	\$2,773.33
Commissions, Fees,	\$0.00
Income from self employment, partnership, close corporations and independent contracts (gross receipts minus ordinary and necessary expenses required to produce income) ATTACH SHEET ITEMIZING YOUR CALCULATIONS	\$0.00
Rental Income (gross receipts minus ordinary and necessary expenses required to produce income) ATTACH SHEET ITEMIZING YOUR CALCULATIONS	\$0.00
Bonuses	\$0.00
Overtime Payments	\$0.00
Severance Pay	\$0.00
Recurring Income from Pensions or Retirement Plans	\$0.00
Interest and Dividends	\$0.00
Trust Income	\$0.00
Income from Annuities	\$0.00
Capital Gains	\$0.00
Social Security Disability or Retirement Benefits	\$0.00
Workers' Compensation Benefits	\$0.00
Unemployment Benefits	\$0.00
Judgments from Personal Injury or Other Civil Cases	\$0.00
Gifts (cash or other gifts that can be converted to cash)	\$0.00
Prizes / Lottery Winnings	\$0.00
Alimony and maintenance from persons not in this case	\$0.00
Assets which are used for support of family	\$0.00
Fringe Benefits (that significantly reduce living expenses)	\$0.00

Any other income (do NOT include means-tested Public assistance, such as TANF or food stamps)

\$0.00

**GROSS MONTHLY INCOME**

\$2,773.33

3B. Affiant's Net Monthly Income from employment (deducting only state and federal taxes and FICA)

\$2,160.00

Affiant's pay period (i.e. weekly, monthly, etc.)

weekly

Number of exemptions claimed

2

4. ASSETS

(If you claim or agree that all or part of an asset is non-marital, indicate the non-marital portion under the appropriate spouse's column and state the amount and the basis: pre-marital, gift, inheritance, source of funds, etc.)

Description	Value	Separate Asset of Husband	Separate Asset of Wife	Basis of the Claim
Cash:	\$0.00			
Stocks, bonds:	\$0.00			
CD's/Money Market Accounts:	\$0.00			
Bank accounts (list each account):				
checking account	\$100.00			
	\$0.00			
	\$0.00			
Retirement Pensions, 401K, IRA, or Profit Sharing:	\$3,000.00			
Money owed you:	\$0.00			
Tax refund owed you:	\$0.00			
Real Estate:				
home:	\$0.00			
debt owed:	\$0.00			
other:	\$0.00			
debt owed:	\$0.00			

Vehicles:				
Vehicle 1:	<u>\$15,000.00</u>	<u>          </u>	<u>          </u>	<u>          </u>
debt owed:	<u>\$12,000.00</u>			
Vehicle 2:	<u>\$0.00</u>	<u>          </u>	<u>          </u>	<u>          </u>
debt owed:	<u>\$0.00</u>			
Life Insurance (net cash value):				
	<u>\$0.00</u>	<u>          </u>	<u>          </u>	<u>          </u>
Furniture / furnishings:				
	<u>\$0.00</u>	<u>          </u>	<u>          </u>	<u>          </u>
Jewelry:				
	<u>\$0.00</u>	<u>          </u>	<u>          </u>	<u>          </u>
Collectibles:				
	<u>\$0.00</u>	<u>          </u>	<u>          </u>	<u>          </u>
Other Assets:				
ATV	<u>\$8,000.00</u>	<u>          </u>	<u>          </u>	<u>          </u>
	<u>\$0.00</u>	<u>          </u>	<u>          </u>	<u>          </u>
	<u>\$0.00</u>	<u>          </u>	<u>          </u>	<u>          </u>
<b>TOTAL ASSETS</b>	<u>\$14,100.00</u>			

5A. AVERAGE MONTHLY EXPENSES

**HOUSEHOLD**

Mortgage or Rent Payments:	<u>\$750.00</u>	Cable TV:	<u>\$0.00</u>
Property Taxes:	<u>\$0.00</u>	Misc. Household and Grocery Items:	<u>\$200.00</u>
Homeowner / Renter Insurance:	<u>\$0.00</u>	Meals Outside the Home:	<u>\$0.00</u>
Electricity:	<u>\$101.00</u>	Other:	<u>\$0.00</u>
Water:	<u>\$50.00</u>	<b>AUTOMOBILE</b>	
Garbage & Sewer:	<u>\$0.00</u>	Gasoline and Oil:	<u>\$300.00</u>
Telephone:		Repairs:	<u>\$0.00</u>
residential line:	<u>\$0.00</u>	Auto Tags and License:	<u>\$0.00</u>
cellular telephone:	<u>\$98.00</u>	Insurance:	<u>\$100.00</u>
Gas:	<u>\$0.00</u>	<b>OTHER VEHICLES</b>	
Repairs and Maintenance:	<u>\$0.00</u>	(boats, trailers, RVs, etc.)	
		Gasoline and Oil:	<u>\$10.00</u>



Lawn Care: \$0.00

Repairs: \$0.00

Pest Control: \$0.00

Tags and License: \$0.00

Insurance: \$0.00

**CHILDREN'S EXPENSES**

**AFFIANT'S OTHER EXPENSES**

Child Care (total monthly cost): \$0.00

Dry Cleaning / Laundry: \$0.00

School Tuition: \$0.00

Clothing: \$0.00

Tutoring: \$0.00

Medical, Dental, Prescription (out-of-pocket / uncovered expenses): \$5.00

Private Lessons (e.g. music, dance): \$0.00

Affiant's Gifts (special holidays): \$0.00

School Supplies / Expenses: \$0.00

Entertainment: \$0.00

Lunch Money: \$0.00

Recreational Expenses (e.g. fitness): \$20.00

Other Educations Expenses (list):  
\$0.00

Vacations: \$0.00

\$0.00

Travel Expenses for Visitation: \$0.00

Allowance: \$0.00

Publications: \$0.00

Clothing: \$0.00

Dues, Clubs: \$0.00

Diapers: \$10.00

Religious and Charities: \$0.00

Medical, Dental, Prescription (out-of-pocket / uncovered expenses): \$0.00

Pet Expenses: \$0.00

Grooming, Hygiene: \$0.00

Alimony Paid to Former Spouse: \$0.00

Gifts from Children to Others: \$0.00

Child Support Paid for Other Children: \$0.00

Entertainment: \$50.00

Date of Initial Order:                     

Activities (including extra-curricular, school, religious, cultural, etc.): \$0.00

Other (attach sheet): \$445.00

Summer Camps: \$0.00

**OTHER INSURANCE:**

Health: \$0.00

Children's Portion: \$130.00

Dental: \$0.00  
 Children's Portion: \$0.00

Vision: \$0.00  
 Children's Portion: \$0.00

Life: \$0.00  
 Children's Portion: \$0.00

Disability: \$0.00

Other (specify): \$0.00

**TOTAL ABOVE EXPENSES**

\$2,139.00

**5B. PAYMENTS TO CREDITORS**

To Whom:	Balance Due	Monthly Payment	(please select one)		
			Joint	Husband	Wife
Wells Fargo Dealer	\$12,000.00	\$339.00	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
Syncrony Bank	\$7,000.00	\$140.00	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
America Express	\$1,400.00	\$25.00	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
Capital One	\$78.00	\$15.00	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
	\$0.00	\$0.00	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
	\$0.00	\$0.00	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
	\$0.00	\$0.00	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
	\$0.00	\$0.00	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
	\$0.00	\$0.00	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
	\$0.00	\$0.00	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
	\$0.00	\$0.00	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

**TOTAL MONTHLY PAYMENTS TO CREDITORS:**

\$519.00

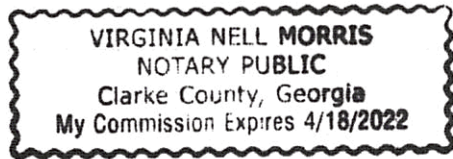
**5C. TOTAL MONTHLY EXPENSES**

\$2,658.00

This 29<sup>th</sup> day of July August, 2018.

Virginia Nell Morris  
 Notary Public

[Signature]  
 Affiant



AUG 31, 2018 03:57 PM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

**TYLER PERRY,**  
**Petitioner,**

\*

\*

\*

**V.**

\*

**Civil Action File**

\*

**Number: SUCA2018000030**

\*

**KAITLYN V. JENKINS**  
**Respondent,**

\*

\*

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**RULE 5.2 CERTIFICATE**

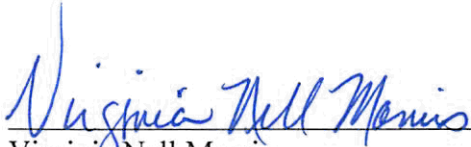
---

NOW COMES Petitioner, by and through counsel, and pursuant to Rule 5.2 of the Uniform Rules of Superior Court notifies the Court that on this date, the undersigned served upon the opposing party a copy of the following:

1. Petitioner's Response To "Defendant's First Interrogatories to Plaintiff"
2. Petitioner's Response to Respondent's "Notice To Produce And Request For Production Of Documents To Plaintiff"

via email and U.S. Mail with appropriate postage attached.

This 30<sup>th</sup> day of August 2018.



Virginia Nell Morris  
Attorney for the Petitioner  
Georgia Bar No. 334206

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

**TYLER PERRY,**  
**Petitioner,**

**V.**

**KAITLYN V. JENKINS**  
**Respondent,**

\*  
\*  
\*  
\*  
\*  
\*  
\*

**Civil Action File**  
**Number: SUCA2018000030**

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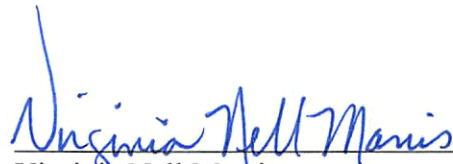
**CERTIFICATE OF SERVICE**

---

I hereby certify that I have this day served a true and correct copy of the foregoing Rule 5.2 Certificate in the above styled case upon the opposing party in this matter, by depositing same in the United States Mail with adequate postage affixed thereto to ensure delivery to:

Brad Evans  
271 W Washington St  
Ste 120  
Madison, Georgia

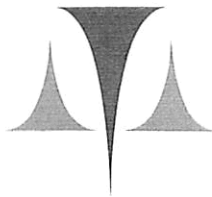
This 30<sup>th</sup> day of August 2018.



---

Virginia Nell Morris  
Attorney for the Plaintiff  
Georgia Bar No. 334206

Morris Law  
P.O. Box 7224  
Athens, Ga. 30604  
709/395-2592 (office)  
706/395-2593 (fax)  
ginny@vnmorrislaw.com



Morris Law

FILED IN OFFICE  
CLERK OF SUPERIOR COURT  
MORGAN COUNTY, GEORGIA  
**SUCA2018000030**

OCT 08, 2018 12:02 PM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

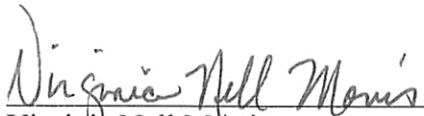
ADDENDUM TO LEAVE OF COURT

NOW COMES Virginia Nell Morris and respectfully notifies all judges before who she has cases pending, all affected clerks of court and all opposing counsel that she will be on leave pursuant to Georgia Uniform Court Rule 16 for the dates as follows:

a. October 16-17, 2018                      Personal

All affected judges and opposing counsel shall have ten (10) days from the date of this notice to object to it. If no objections are filed, the leave shall be granted.

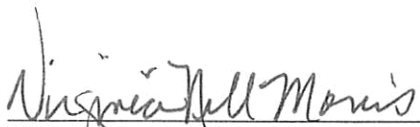
The actions to be protected are as attached.

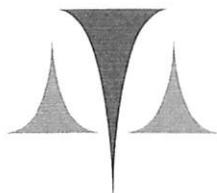
  
\_\_\_\_\_  
Virginia Nell Morris  
Georgia Bar No. 334206

CERTIFICATE OF SERVICE

This is to certify that I have this day served a copy of this notice of leave of Absence upon all judges, clerks and opposing counsel listed therein by emailing or depositing same in the United States Mail with proper postage affixed there to.

Respectfully submitted this 28<sup>th</sup> day of September, 2018

  
\_\_\_\_\_  
Virginia Nell Morris  
Georgia Bar No. 334206



Morris Law

AMENDED NOTICE OF LEAVE OF COURT

NOW COMES Virginia Nell Morris and respectfully notifies all judges before who she has cases pending, all affected clerks of court and all opposing counsel that she will be on leave pursuant to Georgia Uniform Court Rule 16 for the dates as follows:

- |  |                      |
|--|----------------------|
| a. June 14, 15, 19, 20, 21 and 27, 2018        | Personal             |
| b. July 31, 2018 through August 3, 2018        | Personal             |
| c. August 15, 2018 through August 24, 2018     | Continuing Education |
| d. October 10, 2018 through October 15, 2018   | Personal             |
| e. October 18, 2018 through October 19, 2018   | Continuing Education |
| f. November 20, 2018 through November 23, 2018 | Personal             |
| g. December 19, 2018 through January 2, 2019   | Personal             |

All affected judges and opposing counsel shall have ten (10) days from the date of this notice to object to it. If no objections are filed, the leave shall be granted.

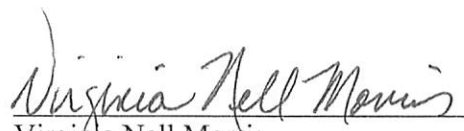
The actions to be protected are as attached.

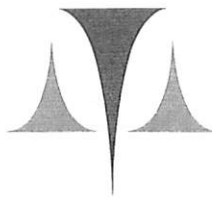
  
Virginia Nell Morris  
Georgia Bar No. 334206

CERTIFICATE OF SERVICE

This is to certify that I have this day served a copy of this notice of leave of Absence upon all judges, clerks and opposing counsel listed therein by emailing or depositing same in the United States Mail with proper postage affixed there to.

Respectfully submitted this 17<sup>th</sup> day of May, 2018

  
Virginia Nell Morris  
Georgia Bar No. 334206



Morris Law

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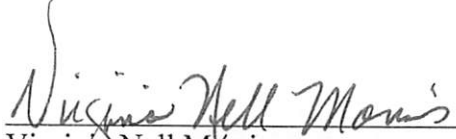
NOTICE OF LEAVE OF COURT

NOW COMES Virginia Nell Morris and respectfully notifies all judges before who she has cases pending, all affected clerks of court and all opposing counsel that she will be on leave pursuant to Georgia Uniform Court Rule 16 for the dates as follows:

- |  |                      |
|--|----------------------|
| a. February 19, 2018, afternoon                | Personal             |
| b. February 20, 2018, afternoon                | Personal             |
| c. February 27, 2018                           | Personal             |
| d. April 2, 2018 through April 6, 2018         | Personal             |
| e. August 20, 2018 through August 24, 2018     | Continuing Education |
| f. November 20, 2018 through November 23, 2018 | Personal             |
| g. December 19, 2018 through January 2, 2019   | Personal             |

All affected judges and opposing counsel shall have ten (10) days from the date of this notice to object to it. If no objections are filed, the leave shall be granted.

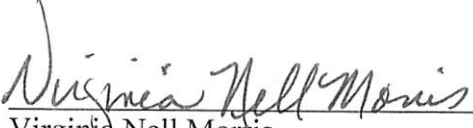
The actions to be protected are as attached.

  
Virginia Nell Morris  
Georgia Bar No. 334206

CERTIFICATE OF SERVICE

This is to certify that I have this day served a copy of this notice of leave of Absence upon all judges, clerks and opposing counsel listed therein by emailing or depositing same in the United States Mail with proper postage affixed there to.

Respectfully submitted this 30<sup>th</sup> day of January, 2018

  
Virginia Nell Morris  
Georgia Bar No. 334206

SUPERIOR COURT ATTORNEY'S FOR  
ATHENS-CLARKE, ELBERT,  
MADISON AND MORGAN COUNTIES

Brad Evans  
Ronnie Jones  
Greg Daniels

[brad@bjelaw.com](mailto:brad@bjelaw.com)  
[lawofficesofrj@yahoo.com](mailto:lawofficesofrj@yahoo.com)  
[gdaniels@danielsrothman.com](mailto:gdaniels@danielsrothman.com)



SUPERIOR COURTS  
GEORGIA

ATHENS-CLARKE COUNTY SUPERIOR COURT

Edgeworth v. Edgeworth  
SU18DV0356-N

JUDGE

Judge Eric Norris

WALTON COUNTY SUPERIOR COURT

Edgeworth v. Edgeworth  
16-127-2

Walton County Superior Court Judge

ELBERT COUNTY SUPERIOR COURT

Thomas v. Hamm  
16EV470

Judge Chris Phelps

MORGAN COUNTY SUPERIOR COURT

Perry v. Jenkins  
SUCA2018000030

Judge William Prior

HALL COUNTY SUPERIOR COURT

Gibby v. Jackson  
2018CV1654-B

Judge Kathlene Gosselin

ATTORNEYS FOR  
ATHENS-CLARKE COUNTY  
JUVENILE COURT

Donna Clement	<a href="mailto:clement.donna@gmail.com"><u>clement.donna@gmail.com</u></a>
Randell Forester	<a href="mailto:ellfor@bellsouth.net"><u>ellfor@bellsouth.net</u></a>
Angela Pope	<a href="mailto:kapope@bellsouth.net"><u>kapope@bellsouth.net</u></a>
Barbara Mattes	<a href="mailto:bmatteslaw@yahoo.com"><u>bmatteslaw@yahoo.com</u></a>
Rachele Gibson	<a href="mailto:rachelegibsonattorney@gmail.com"><u>rachelegibsonattorney@gmail.com</u></a>
Charles McRae	<a href="mailto:McRAE.Legal@gmail.com"><u>McRAE.Legal@gmail.com</u></a>
Adam Hebbard	<a href="mailto:adam@hebbardlaw.com"><u>adam@hebbardlaw.com</u></a>
Catherine Casto	<a href="mailto:catherine@wnc-law.com"><u>catherine@wnc-law.com</u></a>
Alfred Fargione	<a href="mailto:al@fargionethomas.com"><u>al@fargionethomas.com</u></a>
Ken Mauldin	<a href="mailto:ken.mauldin@athensclarkecounty.com"><u>ken.mauldin@athensclarkecounty.com</u></a>
Nicloe Woolfork- Hull	<a href="mailto:nicole@thehullfirmllc.com"><u>nicole@thehullfirmllc.com</u></a>
James Cronon	<a href="mailto:crononlaw@gmail.com"><u>crononlaw@gmail.com</u></a>
Nancee Tomlinson	<a href="mailto:nanceetomlinson@gmail.com"><u>nanceetomlinson@gmail.com</u></a>
Samuel Thomas	<a href="mailto:samthomaslaw@gmail.com"><u>samthomaslaw@gmail.com</u></a>
James Rogers	<a href="mailto:james.rogers@jamesarogersllc.com"><u>james.rogers@jamesarogersllc.com</u></a>
Kyle King	<a href="mailto:kyle@hmklawoffice.com"><u>kyle@hmklawoffice.com</u></a>
Daniel Woodrum	<a href="mailto:dwoodrum@pdwlaw.com"><u>dwoodrum@pdwlaw.com</u></a>
Nick Hinson	<a href="mailto:nick@hinsonfirm.com"><u>nick@hinsonfirm.com</u></a>
Jo Carol Nessel-Sale	<a href="mailto:jcnessetsale@gmail.com"><u>jcnessetsale@gmail.com</u></a>
Malcom Palmore	<a href="mailto:malcolmpmore@yahoo.com"><u>malcolmpmore@yahoo.com</u></a>
Meg Buice	<a href="mailto:mbuicelaw@outlook.com"><u>mbuicelaw@outlook.com</u></a>



OCT 22, 2018 12:16 PM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

October 22, 2018

The Honorable William A. Prior Jr.  
P. O. Box 728  
Madison, Ga. 30650

The Honorable Robin Shearer  
325 E. Washington St.  
Suite 115  
Athens, GA 30601

**RE: Notice of Conflict**

Dear Judge Prior and Judge Shearer

This letter is to give notice, pursuant to Rule 17.1 of the Georgia Uniform Superior Court Rules, that I am lead counsel in the following cases which are scheduled for Monday, October 29, 2018. I hereby certify that these matters cannot be adequately handled, and my clients' interests adequately protected by counsel other than myself except as hereinafter set forth. I offer the following proposed resolution by the listing of the cases in the order of priority as follows:

1. Morgan County Superior Court at 9:00 a.m., Perry v. Jenkins, Case No. SUCA2018000030, a Legitimation.
2. Athens-Clarke County Juvenile Court at 9:00 a.m., In Re: Jabbaris Brown, Case No. 029-18-00914, a Delinquency Adjudication
3. Athens-Clarke County Juvenile Court at 2:00p. m. In Re: Ella Christian, Case No. 029-18-00742, Emma Christian, Case No. 029-18-00743 and Chloe Christian, Case No. 029-18-00744, a Dependency Disposition.

I will appear in first Morgan County Superior Court and then in Athens-Clarke County Juvenile Court, unless I hear from you to the contrary.

Sincerely,



Virginia Nell Morris  
Attorney

CC: Brad Evans, Attorney

Angela Pope, SAAG  
Barbara Mattes, Attorney  
Meg Buice, Attorney  
Donna Clement, Attorney  
Rachele Gibson, SAAG  
Adam Hebbard, Attorney  
Charles McRae, Attorney  
Jody Moss, Clerk of Morgan County Superior Court  
Regina Thomas, Clerk of Clarke County Juvenile Court

**WITNESS SUBPOENA**

FILED IN OFFICE  
CLERK OF SUPERIOR COURT  
OF MORGAN COUNTY  
10/24/2018 04:21 PM  
JODY M MOSS, CLERK  
MORGAN COUNTY, GA

State of GEORGIA, CLARKE County

TO: RACHEL PERRY  
via email to Tyler Perry <mossyoakboy18@gmail.com>

You are hereby commanded, that laying all other business aside, you be and appear at the Superior Court before the presiding Judge in the Morgan County Courthouse, Madison, GA to be held on October 29, 2018 at 9:00 a.m. in the Courtroom then and there to be sworn as a witness for the Petitioner in the case of TYLER PERRY v. KAITLYN V. JENKINS, Case Number SUCA20180000030.

You are required to attend from day to day and from time to time until the matter is disposed of.

HEREIN FAIL NOT, under the penalty of law by authority of the Honorable WILLIAM

A. PRIOR, Judge of said court this 10/24/2018.

Any Questions Contact:  
VIRGINIA NELL MORRIS  
P.O. BOX 7224  
ATHENS, GA 30604

JODY M. MOSS,  
Clerk of Superior Court

(706) 342-3605

\_\_\_\_\_  
\_\_\_\_\_  
Phone No. 706/395-2592

Virginia Nell Morris  
Subpoena Issued by Attorney of Record for Petitioner

RETURN OF SERVICE

I served the within witness Rachel Perry with this subpoena on 10/24/18 at 12:07 am/pm by:  delivering to him/her in person, or by \_\_\_\_\_ registered or certified mail. via email - accepted

Served by: Virginia Nell Morris  
Name and Title

**"Pursuant to OCGA 24-13-21(c-h), this subpoena form is being provided to the attorney of record and shall be completed prior to service upon the witness. If an individual misuses a subpoena, he or she shall be subject to punishment for contempt of court and shall be punished by a fine of not more than \$300.00 or not more than 20 days imprisonment, or both. A witness may contact the Clerk of Court's office to verify this subpoena was issued for a valid case."**

**WITNESS SUBPOENA**

FILED IN OFFICE  
CLERK OF SUPERIOR COURT  
OF MORGAN COUNTY  
10/24/2018 04:21 PM  
JODY M MOSS, CLERK  
MORGAN COUNTY, GA

State of *GEORGIA*, CLARKE County

TO: SHARON BATES  
via email to batessh@clarke.k12.ga.us

You are hereby commanded, that laying all other business aside, you be and appear at the Superior Court before the presiding Judge in the Morgan County Courthouse, Madison, GA to be held on October 29, 2018 at 9:00 a.m. in the Courtroom then and there to be sworn as a witness for the Petitioner in the case of TYLER PERRY v. KAITLYN V. JENKINS, Case Number SUCA20180000030.

You are required to attend from day to day and from time to time until the matter is disposed of.

HEREIN FAIL NOT, under the penalty of law by authority of the Honorable WILLIAM

A. PRIOR, Judge of said court this 10/24/2018.

Any Questions Contact:  
VIRGINIA NELL MORRIS  
P.O. BOX 7224  
ATHENS, GA 30604

JODY M. MOSS,  
Clerk of Superior Court

(706) 342-3605

Virginia Nell Morris  
Subpoena Issued by Attorney of Record for Petitioner

Phone No. 706/395-2592

RETURN OF SERVICE

I served the within witness Sharon Bates with this subpoena on 10/24/18 at 12:02 am/pm by:  delivering to him/her in person, or by  registered or certified mail. via email accepted

Served by: Virginia Nell Morris  
Name and Title

**"Pursuant to OCGA 24-13-21(c-h), this subpoena form is being provided to the attorney of record and shall be completed prior to service upon the witness. If an individual misuses a subpoena, he or she shall be subject to punishment for contempt of court and shall be punished by a fine of not more than \$300.00 or not more than 20 days imprisonment, or both. A witness may contact the Clerk of Court's office to verify this subpoena was issued for a valid case."**

OCT 25, 2018 11:22 AM

  
 Jody M. Moss, Clerk  
 Morgan County, Georgia

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

TYLER PERRY,	:	
	:	
Plaintiff,	:	Civil Action File No. SUCA2018000030
v.	:	
	:	
	:	
KAITLYN V. JENKINS,	:	
Defendant.	:	

**DOMESTIC RELATIONS FINANCIAL AFFIDAVIT**

Affiant's Name KAITLYN V. JENKINS  
 Opposing Party's Name TYLER PERRY

**Names and birth dates of children**

Carson M. Perry 6/7/17

Names and birth dates of other children:  
*Aaron McKain (DOB 9/5/18)*

**SUMMARY OF AFFIANT'S INCOME AND EXPENSES:**

Gross Monthly income	\$300.00
Net monthly income	\$300.00
Average monthly expenses	\$300.00
Average monthly payments to creditors	\$0.00
Total monthly expenses	\$300.00

Amount of spousal /child support needed

Range of child support indicated by child support guidelines

**AFFIANT'S GROSS MONTHLY INCOME**

Salary:	
Yearly	
Monthly	\$300.00

Bonuses, Commissions, Overtime	\$0.00
Business income from sources such as self-employment, partnership	
Disability/unemployment/workers comp	
Pension, Retirement, annuity payments	\$0.00
Social Security Benefits	\$0.00
Other public benefits	\$0.00
Spousal or child support from prior marriage	\$0.00
Interest and dividends	\$0.00
Rental income	\$0.00
Gains derived from dealing in property	\$0.00
Other income of a recurring nature	\$0.00
Employee Benefits	\$0.00
<b>Total gross monthly income</b>	<b>\$300.00</b>

**AMOUNTS WITHHELD MONTHLY FROM GROSS INCOME**

Pay period:	
Number of exemptions claimed	
FICA	
Federal	
State tax	
Insurance	
Medical	
Life	
Dental	
Other	
Retirement	
Credit Union	
Medicare tax	
<b>Total withheld from gross monthly income</b>	<b>\$0.00</b>

**NET MONTHLY INCOME** \$300.00

**ASSETS** **Total** **Husband's Sep** **Wife's Sep**

Checking Account			
Savings Account			
Stocks, bonds,CD, Money Market			
Real Estate (Equity)			
Real Estate			
Automobiles			



Automobiles #2			
Automobile #3			
Automobile #4			
Furniture/furnishings			
Jewelry/Art			
Life insurance-cash value			
Collectibles			
Other Assets /Safety Deposit Box & Safe			
Business Savings Accounts			
Other Asset			
All tools/Trailers/Equipment			
<b>Total value of assets:</b>	\$0.00	\$0.00	\$0.00

**AVERAGE MONTHLY EXPENSES**

**Household:**

Mortgage/ Rent	
Property taxes	
Property Assessments	
Homeowners' Assoc. Fees	
Insurance	
Electricity	\$100.00
Water	
Garbage/ Sewer	
Telephone	
Cellular Telephone	
Security System	
Repairs and maintenance	
Lawn care	
Pest Control	
Cable TV	\$35.00
Internet	\$80.00
Housekeeper	
Postage & Stationary	

**Total Household                    \$215.00**

**Insurance:**

Life	
Medical	
Dental	
Disability	
House/Renters Insurance	
Automobile Insurance	
Other Automobile Insurance	

Personal Liability	
--------------------	--

**Total Insurance      \$0.00**

**Vehicle:**

Car Payment	
Gas/Oil	
Repairs	
Auto tags and license	
Parking fees	

**Total Vehicle      \$0.00**

**Other Monthly Expenses**

Groceries	\$60.00
Meals outside home	
Lunch money	
Household supplies	
Clothing	\$25.00
Personal care	
Dry Cleaning/Laundry	
Prescriptions	
Gifts	
Genealogy	
Vacations	
Entertainment	
Newspapers/Magazines	
Visits to Children	
Religious and Charities	

**Total Other      \$85.00**

**Total Monthly Expenses      \$300.00**

**PAYMENTS TO CREDITORS**

<u>Creditor</u>	<u>Balance Due</u>	<u>Monthly Payments</u>
Total Balance Due to Creditors	\$0.00	
Total Monthly Payments to Creditors	\$0.00	

**TOTAL MONTHLY EXPENSES      \$300.00**

(signature on following page)

This 25<sup>TH</sup> day of October, 2018.

Kaitlyn Jenkins  
Affiant

Sworn to and subscribed before me  
this 25<sup>TH</sup> day of October, 2018.

Holly Lynn  
Notary Public

My commission expires: 5/5/20



NOV 12, 2018 04:32 PM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

**TYLER PERRY,**  
**Petitioner,**

\*

\*

\*

V.

\*

**Civil Action File Number**  
**SUCA2018000030**

\*

**KAITLYN V. JENKINS**  
**Respondent,**

\*

\*

\*

---

**REQUEST FOR FINDINGS OF FACT AND CONCLUSIONS OF LAW**  
**PURSUANT TO O.C.G.A. § 9-11-52**

---

NOW COMES Petitioner Tyler Perry, by and through his attorney, to request specific Findings of Fact and Conclusions of Law pursuant to O.C.G.A. § 9-11-52, showing the following:

1.

The above-referenced action for Legitimation, Custody, Visitation and Child Support came before the Court for a bench trial on October 29, 2018 before Chief Judge William A. Prior.

2.

After the close of evidence and argument by counsel, the Court issued an oral ruling from the bench and requested counsel provide a proposed Final Order to the Court. The Court has not yet issued a Final Judgment and Decree in this matter.

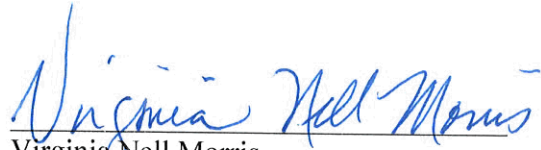
3.

Pursuant to O.C.G.A. § 9-11-52, Petitioner is authorized to request the Court make specific Findings of Fact and Conclusions of Law. *Payson v. Payson*, 274 Ga. 231, (2001).

WHEREFORE, Petitioner respectfully requests, pursuant to O.C.G.A. § 9-11-52, specific Findings of Fact and Conclusions of Law be included in the Final Judgment and

Decree for the above-referenced case.

Respectfully submitted this 12<sup>th</sup> day of November 2018.



Virginia Nell Morris  
Attorney for Tyler Perry  
GA Bar No. 334206

MORRIS LAW  
P.O. Box 7224  
Athens, Georgia 30604  
(706) 395-2592  
(706) 395-2593 (Fax)  
ginny@vnmorrislaw.com

NOV 30, 2018 11:28 AM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

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

**TYLER PERRY,** )  
 )  
 **Petitioner,** )  
 )  
 **vs.** )  
 )  
 **KAITLYN V. JENKINS,** )  
 )  
 **Respondent.** )  
 \_\_\_\_\_ )

**CIVIL ACTION  
FILE NUMBER: SUCA2018000030**

**FINAL ORDER**

The above-referenced matter was set down for a bench trial on October 29, 2018. On that day, Petitioner/Father appeared with his counsel of record, Virginia Nell Morris and Respondent/Mother appeared with her counsel of record, Brad J. Evans. After hearing evidence from the parties and argument from counsel, the Court enters the following order:

**FINDINGS OF FACT**

1.

The parties had the following child out of wedlock: CARSON MICHAEL PERRY, male, born in 2015 (the “minor child”).

2.

On December 12, 2017, an Order for Paternity and Child Support was issued by the Walton County Superior Court requiring Petitioner/Father to pay \$445.00 per month as child support for the minor child with the first payment due on February 1, 2018. See The Georgia Department of Human Services, ex. rel., Carson Michael Perry v. Tyler Scott Perry, Walton County Superior Court, Civil Action File Number 2017-SU-CV-1939, the final order in which was admitted as Petitioner’s Exhibit 4 at trial.

3.

On February 15, 2018, Petitioner/Father filed his Petition for Legitimation, Custody, Visitation, and Child Support in the Morgan County Superior Court. Respondent/Mother acknowledged service on or around March 7, 2018 and filed her Answer to Petition for Legitimation, Custody, Visitation, and Child Support and Counterclaim to Establish Custody and Visitation on or around April 5, 2018. Legitimation of the minor child was never contested.

4.

A temporary hearing was scheduled by Respondent/Mother for May 9, 2018. Respondent/Mother and her counsel of record appeared. Neither Petitioner/Father nor his counsel of record appeared. In the Temporary Order issued on May 9, 2018, CARSON MICHAEL PERRY, a male child born in 2015, was declared the legitimate child of Petitioner/Father/Father TYLER PERRY. In that same Temporary Order, Respondent/Mother was named the temporary primary physical custodian and Petitioner/Father was provided with every other weekend visitation. Petitioner's counsel of record later claimed that she did not receive notice of the temporary hearing but filed no motion to set aside the Temporary Order issued on that date and took no action to modify that Temporary Order.

5.

The following facts established at the bench trial held on October 29, 2018 provided a basis for the Court's Conclusions of Law:

- (a) Counsel of record for each party acknowledged and agreed that the bench trial was agreeable to resolve this matter and waived their respective rights to a jury trial.
- (b) On his side of the case, Petitioner/Father called as witnesses Respondent/Mother (for purposes of cross-examination), Petitioner/Father, Petitioner/Father's mother, and Petitioner/Father's wife. On her side of the case, Respondent/Mother called only herself as a witness.

- (c) The minor child has been in the custody and care of Respondent/Mother since his birth. The minor child was cared for by both Petitioner/Father and Respondent/Mother while they lived together. At some point prior to September, 2017, the parties separated and the minor child lived with Respondent/Mother at Respondent/Mother's parent's home. Petitioner/Father regularly had visitation with the minor child prior to the Temporary Order being issued but overnight stays with Petitioner/Father were rare for the minor child. Since the Temporary Order was issued, Petitioner/Father has had visitation with the minor child every other Saturday and Sunday from 9:00 a.m. to 5:00 p.m. each day.
- (d) Respondent/Mother was primarily responsible for taking the minor child to doctor's appointments both while the parties lived together and after the parties lived together. Petitioner/Father occasionally attended these appointments.
- (e) Petitioner/Father lives in Watkinsville, Georgia. Respondent/Mother lives in Madison, Georgia. Travel to/from one another takes no less than 40 minutes. Both parties have stable living situations and suitable dwellings in which to raise the child.
- (f) Petitioner/Father and Respondent/Mother each stated that the other parent was a fit and proper parent. Neither Petitioner/Father nor Respondent/Mother had any witnesses state otherwise.
- (g) The minor child is intelligent, happy, well-behaved, and well cared for.

6.

Respondent's attorney presented evidence of the attorney's fees and expenses incurred by Respondent as a result of this action. Respondent's attorney stated that his hourly rate is \$275.00, he has practiced law for about 15 years, his hourly rate for his legal experience was appropriate and reasonable for this judicial circuit, that the work performed by him was reasonable and necessary in this case, and provided a detailed billing invoice in the amount of



\$3,455.30 and requested an additional 2 hours or \$550.00 in fees for the bench trial, which brought the total attorney's fees and expenses request to \$4,005.30. It should be noted that Respondent's attorney's detailed billing invoice was admitted without objection at trial as Respondent's Exhibit 1.

7.

After the close the evidence and after each party had made closing arguments, the Court ruled that Respondent should be the primary physical custodian of the minor child with visitation rights for Petitioner. After the Court ruled, Petitioner's attorney requested that the Court make findings of fact in support of its order.

### **CONCLUSIONS OF LAW**

1.

The Court finds that it is in the best interests of the minor child that Respondent/Mother be the primary physical custodian of the minor child. The minor child has resided with Respondent/Mother since birth, has been primarily been in the care of Respondent/Mother since birth, and on all accounts, the minor child is flourishing. Petitioner/Father, Respondent/Mother, and Petitioner/Father's witnesses agreed that Petitioner/Father and Respondent/Mother were proper and fit parents. To remove the minor child from the environment and caregiver under which the minor child has been excelling would be contrary to the best interests of the minor child.

The Court reached this conclusion by applying the factors contained in O.C.G.A. § 19-9-3 to the foregoing facts. The following factors had a substantial impact on the Court's determination:

- (a) O.C.G.A. § 19-9-3(a)(3)(A). While there is love, affection, bonding, and emotional ties between each parent and the minor child, Respondent/Mother has lived with and cared for the minor child his entire life and to sever the bonding and ties between the

two of them by changing custody would be detrimental to the minor child's best interests.

- (b) O.C.G.A. § 19-9-3(a)(3)(B). Respondent/Mother has demonstrated love, affection, and guidance for the minor child. The minor child is with the Respondent/Mother the vast majority of the time and the evidence established that the child has learned his colors, numbers, letters, and shapes and reads regularly with Respondent/Mother.
- (c) O.C.G.A. § 19-9-3(a)(3)(D). Respondent/Mother has the greatest knowledge and familiarity with the minor child and the minor child's needs. Respondent/Mother has lived with and cared for the minor child his entire life. Respondent/Mother has taken the minor child to all of his medical appointments.
- (d) O.C.G.A. § 19-9-3(a)(3)(E). Respondent/Mother provided the minor child with food, clothing, medical care, day-to-day needs, and other necessary basic care, prior to child support payments being made and with the payment of the current child support obligation.
- (e) O.C.G.A. § 19-9-3(a)(3)(F). The home environment of each parent is a nurturing and safe environment.
- (f) O.C.G.A. § 19-9-3(a)(3)(G). The minor child has continuously lived with Respondent/Mother for his entire life. Respondent/Mother has maintained a stable, satisfactory environment during the minor child's entire life. The maintenance of this continuity in the child's life is paramount.
- (g) O.C.G.A. § 19-9-3(a)(3)(K). Petitioner/Father works approximately 40-48 hours per week. Respondent/Mother is currently unemployed and when she was employed, she worked part-time. Petitioner/Father's employment schedule severely limits his time available to his minor child. Respondent/Mother's schedule has no limitations of time for the minor child.

2.

(a) The parties shall have joint legal custody with Respondent/Mother being the primary physical custodian of said child and Petitioner/Father having visitation with said child every other Saturday and Sunday from 9:00 a.m. to 5:00 p.m. Said visitation shall began May 19, 2018 and continue every other weekend until the minor child reaches the age of five (5) years old, at which time the visitation schedule shall be as set forth in the Ocmulgee Judicial Circuit's Visitation schedule attached hereto as Exhibit "A. The parties shall also comply with the Standard Orders for Parenting attached hereto as Exhibit "B".

(b) While the parties shall have joint legal custody of the child for any and all purposes under Georgia and/or federal law, Respondent/Mother shall be designated as the primary physical custodian and Respondent/Mother's address shall be the minor child's legal address. The parties shall make a good faith attempt to resolve all issues affecting the child. In the event that an agreement cannot be reached, Respondent/Mother shall have final-decision making on all issues affecting the child.

3.

Petition shall be responsible for picking up and dropping off the minor child at Respondent/Mother's residence.

4.

(a) Child support shall remain as ordered by the Walton County Superior Court in The Georgia Department of Human Services, ex. rel., Carson Michael Perry v. Tyler Scott Perry, Walton County Superior Court, Civil Action File Number 2017-SU-CV-1939.

(b) Petitioner/Father shall continue to maintain health insurance coverage for the minor child. Petitioner/Father and Respondent/Mother shall each pay one-half (50%) of all non-covered, reasonable and necessary medical, dental, orthodontic, psychological, counseling,

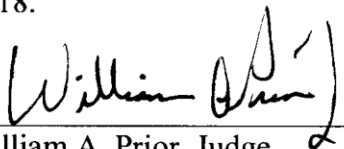
therapeutic, drug, hospitalization, or other health-related expenses of the children, including any deductible amounts, co-payments or other related expenses not covered by health insurance.

Petitioner/Father shall provide Respondent/Mother with a copy of all policies, booklets, identification cards, or other documents provided to him by the insurer. In the event either party pays all (100%) of any uncovered expense described above, such party shall provide proof of such expense to the other party within 30 days of same, and the other party shall reimburse the paying party within 30 days of receipt of such receipt. Should insurance later reimburse a party for an expense that was previously divided by the parties, then all such reimbursements shall be equally divided.

5.

Respondent/Mother's attorney has requested an award of attorney's fees and expenses of litigation under O.C.G.A. § 19-9-3(g). The Court orders an award of attorney's fees and expenses in the amount of \$ 2000<sup>00</sup>. This award is based on the financial position of each of the parties as evidenced by the pleadings and the testimony at trial. This amount should be paid to Respondent/Mother's attorney no later than 90 days from the date of this Final Order.

This 29<sup>th</sup> day of November, 2018.

  
\_\_\_\_\_  
William A. Prior, Judge  
Morgan County Superior Court  
Ocmulgee Judicial Circuit

# EXHIBIT A

## VISITATION

CP= Custodial Parent

NC= Non-custodial Parent

(Mother or Father should be inserted)

The NC shall have liberal periods of custody. If the parties cannot agree, then the following schedule shall control:

Visitation: The NC shall have visitation with the child every other weekend beginning Friday at 6:00 p.m. until Sunday at 6:00 p.m.

Summer: The NC shall have the child(ren) for two non-consecutive weeks during June or July, uninterrupted by the mother's visitation, provided that by May 1<sup>st</sup> of each year, the NC gives the CP written notice of when he/she intends to exercise the visitation.

Christmas: The CP shall have the minor child beginning the day after school recesses for Christmas holidays until December 26<sup>th</sup> at 9:00 a.m. during even numbered years. The NC shall have the same time for his/her visitation during odd number years. The CP shall have the minor child with him/her from December 26<sup>th</sup> beginning at 9:00 a.m. until January 2<sup>nd</sup> at 9:00 a.m. during odd numbered years. The NC shall have the same time during even numbered years.

Thanksgiving: In even-numbered years, the NC shall have the child(ren) from 6:00 p.m. on the day the child(ren) is/are released from school preceding Thanksgiving holiday until the Sunday following Thanksgiving Day at 6:00 p.m. The CP shall have the child during this time period during odd numbered years.

July 4<sup>th</sup>: The NC shall have the minor child during odd numbered years from July 4 at 9:00 a.m. until July 5 at 10:00 a.m. The CP shall have the minor child for this schedule during even numbered years.

Spring Break: The CP shall have the child during Spring Break from 6:00 p.m. on the day school recesses for Spring Break until 6:00 p.m. on the day before school resumes in odd numbered years. The NC shall have this time period in even numbered years.

Fall Break: The CP shall have the child during Fall Break from 6:00 p.m. on the day school recesses for Fall Break until 6:00 p.m. on the day before school resumes in even numbered years. The NC shall have this time period in odd numbered years.

Mother's Day: The mother shall have the child on the Friday preceding Mother's Day from 6:00 p.m. until Sunday at 6:00 p.m., regardless of the weekend visitation schedule.

Father's Day: The father shall have the child on the Friday preceding Father's Day from 6:00 p.m. until Sunday at 6:00 p.m., regardless of the weekend visitation schedule.

Federal Holidays: If the NC parent has the child for a weekend visitation where a federal holiday falls on a Monday, then the visitation shall include that Monday until 6:00 p.m.

General Considerations: The NC shall have the responsibility of transporting the child for each period of custody. The NC, or other responsible adult with a valid driver's license, shall pick the child up at the CP's residence at the beginning of the visitation and return the child to the CP's residence at the end of the visitation. During the summer visitation, the parent who is beginning his or her custodial period shall be responsible for picking up the child from the other parent's residence.

Revised 1/12/2017

# EXHIBIT B

## STANDARD ORDERS FOR PARENTING

1. Each parent shall always keep the other informed of his/her actual address of residence, mailing address if different, home and work telephone numbers and any changes within twenty-four hours of such change occurring.

2. Should either parent require child care for twenty-four hours or longer when the child is in his/her care, the other parent shall have first option to provide such care.

3. Neither parent shall say or do anything in the presence or hearing of the child that would in any way diminish the child's love or affection for the other parent, and shall not allow others to do so.

4. All former marital, child sharing, court related and financial communications between the parents shall occur at a time when the child is not present or within hearing range. Communication regarding these issues shall not occur at times of exchanges of the child or during telephone visits with the child.

5. Each parent shall inform the other as soon as possible of all school, sporting, and other special activity notices and cooperate in the child's consistent attendance at such events. Neither parent shall schedule activities during the other parent's scheduled parenting time without the other parent's prior agreement.

6. At least 24 hour notice of schedule change shall be given to the other parent. The parent requesting the change shall be responsible for any additional child care that results from the change.

7. The parties shall have the right to call the minor child on the telephone at any reasonable time, so long as the telephone calls to the child do not become excessive or disrupt the child's normal homework or sleep schedule. Likewise, the child shall have the right to call either parent at all reasonable times. In the event a long distance telephone call is required, the noncustodial parent shall provide a calling card for use by the child to place telephone calls to said parent. All parties will allow the child to have uninterrupted, private conversations with the parent and neither parent shall tape record the child's conversation with the other parent or other person. In the event that there is a dispute between the parties as to when a telephone call can be made, then calls from the parent shall be twice per week on Tuesday and Thursday evenings between the hours of 7:00 p.m. and 9:00 p.m.

8. Each party shall notify the other party as soon as reasonable of any serious illness or emergency affecting the child while in that party's physical custody.

9. Each party shall have the right to communicate with the child's teachers, coaches, tutors, and other educational providers; doctors, nurses, counselors, psychiatrists, and other health care providers; and to obtain copies of the child's school and medical records. Each party shall have the right to attend all school and extra-curriculum events, religious events of significance, graduation, recitals, award ceremonies, and other such events relating to the child.

Revised 1/12/2017



**CERTIFICATE OF SERVICE**

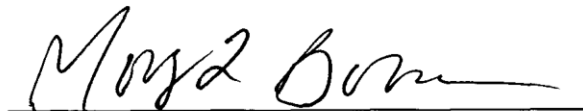
I, Molly Bonner, Secretary to Chief Judge William A. Prior, Jr., do hereby certify that I have this day served the within Final Order upon the individuals listed below by delivering a true copy of said order to them via electronic delivery and properly addressed as follows:

Virginia N. Morris, Esq.  
Attorney for Plaintiff  
[ginny@vnmorrislaw.com](mailto:ginny@vnmorrislaw.com)

Brad Evans, Esq.  
Attorney for Defendant  
[brad@bje-law.com](mailto:brad@bje-law.com)

Original Filed with Clerk of Court

This 29th day of November, 2018.



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Molly L. Bonner  
Post Office Box 728  
Madison, Georgia 30650  
Tel: (706) 342-0672

IN THE SUPERIOR COURT OF MORGAN COUNTY  
STATE OF GEORGIA

DEC 19, 2018 02:30 PM

  
Jody M. Moss, Clerk  
Morgan County, Georgia

TYLER PERRY,  
Petitioner,

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\*  
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\*  
\*  
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v.

CAFN: SUCA2018000030

KAITLYN JENKINS,  
Respondent

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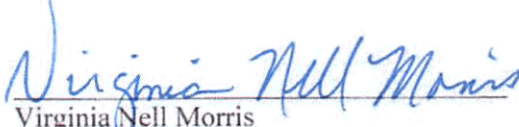
CERTIFICATE OF SERVICE

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This is to certify that I have, as of the date set forth below, served a copy of **NOTICE OF APPEAL**, on Respondent, via her attorney, to the address listed below, by depositing it in first class U.S. Mail with proper postage affixed thereon:

Brad Evans  
271 W Washington St  
Ste 120  
Madison, Georgia 30650

Respectfully submitted this 19<sup>th</sup> day of December 2018.

  
Virginia Nell Morris  
Attorney for Tyler Perry  
GA Bar No. 334206

MORRIS LAW  
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