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App.1a

ORDER OF LIFTING STAY
(FEBRUARY 12, 2018)

IN THE STATE COURT OF GWINNETT COUNTY
STATE OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

Plaintiff,

v.

ASSOCIATED CREDIT UNION, INC.,

Defendant.

Civil Action Number: 14C-4032-4

Before: Joseph C. IANNAZZONE,
Judge, State Court of Gwinnett County.

This Court entered an Order to Disburse Funds on January 4, 2018. However, Plaintiff, Leila Robinson Lewis Smith, filed a Motion for Reconsideration with the Supreme Court of Georgia as well as a Petition for Certiorari and a Cross-Motion for Sanctions. As a result this case was stayed pending the outcome of the actions before the Supreme Court. And, the Clerk of State Court was ordered not to disburse any funds until further order of this Court.

The Supreme Court of Georgia denied the Motion for Reconsideration on February 5, 2018 and the Cross-Motion for Sanctions and denied the Petition for Certiorari On December 11, 2017. Therefore, the Stay

App.2a

imposed by this Court on January 16, 2018 is hereby lifted and the Clerk of State Court shall disburse the funds pursuant to this Court's Order of January 4, 2018.

SO ORDERED this 12 day of February, 2018.

/s/ Joseph C. Iannazzone
Judge, State Court of Gwinnett County

App.3a

**ORDER OF THE SUPREME COURT OF GEORGIA
DENYING RESPONDENT MOTION
FOR SANCTIONS
(FEBRUARY 5, 2018)**

SUPREME COURT OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

v.

ASSOCIATED CREDIT UNION, INC.

Case No. S17C1844

The Honorable Supreme Court met pursuant to adjournment. The following order was passed.

Upon consideration of Respondent's Motion for Sanctions filed in this case, it is ordered that it be hereby denied.

App.4a

**ORDER OF THE SUPREME COURT
OF GEORGIA DENYING PETITIONER'S
CROSS MOTION FOR SANCTIONS
(FEBRUARY 5, 2018)**

SUPREME COURT OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

v.

ASSOCIATED CREDIT UNION, INC.

Case No. S17C1844

The Honorable Supreme Court met pursuant to adjournment. The following order was passed.

Upon consideration of Petitioner's Cross-Motion for Sanctions filed in this case, it is ordered that it be hereby denied.

App.5a

**ORDER OF THE SUPREME COURT
OF GEORGIA DENYING MOTION
FOR RECONSIDERATION
(FEBRUARY 5, 2018)**

SUPREME COURT OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

v.

ASSOCIATED CREDIT UNION, INC.

Case No. S17C1844

The Honorable Supreme Court met pursuant to adjournment. The following order was passed.

Upon consideration of the Motion for Reconsideration filed in this case, it is ordered that it be hereby denied.

ORDER OF STAYING CASE
(JANUARY 11, 2018)

IN THE STATE COURT OF GWINNETT COUNTY
STATE OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

Plaintiff,

v.

ASSOCIATED CREDIT UNION, INC.,

Defendant.

Civil Action Number: 14C-4032-4

Before: Joseph C. IANNAZZONE,
Judge State Court of Gwinnett County.

This Court entered an Order to Disburse Funds on January 4, 2019. However, Plaintiff, Leila Robinson Lewis Smith, filed a Motion for Reconsideration with the Supreme Court of Georgia. Therefore, this case is hereby STAYED pending the outcome of the action before the Supreme Court.

The Clerk of State Court shall not disburse any funds until further order of this Court.

SO ORDERED this 11 day of January, 2018.

App.7a

/s/ Joseph C. Iannazzone
Judge, State Court of Gwinnett County

ORDER TO DISBURSE FUNDS
(JANUARY 4, 2018)

IN THE STATE COURT OF GWINNETT COUNTY
STATE OF GEORGIA

LEILA ROBINSON LEWIS SMITH,
Plaintiff,

v.

ASSOCIATED CREDIT UNION,
Defendant.

Civil Action Number: 14C-4032-4

Before: Joseph C. IANNAZZONE,
Judge, State Court of Gwinnett County.

This Court entered a Final Order on March 30, 2017 in favor of Defendant, Associated Credit Union, and awarded attorney's fees and expenses in the amount of \$42,569.05. Plaintiff, Leila Robinson Lewis Smith, subsequently filed an application for discretionary appeal to the Court of Appeals and sought Certiorari from the Supreme Court of Georgia, both of which were denied. This Court also denied Plaintiff's Motion to Withdraw FiFa. As such, there are no pending matters remaining for the Court's. Consideration in this case.

App.9a

Therefore, the Clerk of Court shall disburse all funds paid into the registry pursuant to this Court's July 12, 2017 Order Granting Supersedeas Bond to Defendant Associated Credit Union. Said funds and any accrued interest shall be sent to Defendant's attorney, J. Patrick O'Brien, Thompson, O'Brien, Kemp & Nasuti, PC, 40 Technology Parkway South, Suite 300, Norcross, Georgia 30092. Once the funds have been disbursed, the case shall be closed.

SO ORDERED this 4 day of January, 2018.

/s/ Joseph C. Iannazzone
Judge, State Court of Gwinnett County

App.10a

**ORDER OF THE SUPREME COURT OF GEORGIA
DENYING PETITION FOR CERTIORARI
(DECEMBER 11, 2017)**

SUPREME COURT OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

v.

ASSOCIATED CREDIT UNION, INC.

Case No. S17C1844

Court of Appeals Case No. A17D0425

The Honorable Supreme Court met pursuant to adjournment. The following order was passed.

The petition for certiorari having been filed late, it is hereby dismissed as untimely. Supreme Court Rule 38.

ORDER OF THE STATE COURT OF GEORGIA
DENYING PLAINTIFF'S EMERGENCY MOTION
FOR WITHDRAWAL OF FIFA
(SEPTEMBER 8, 2017)

IN THE STATE COURT OF GWINNETT COUNTY
STATE OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

Plaintiff,

v.

ASSOCIATED CREDIT UNION,

Defendant.

Civil Action File No. 14-C-04032-4

Before: Joseph C. IANNAZZONE,
Judge, State Court of Gwinnett County.

WHEREAS, Plaintiff filed her Emergency Motion for Withdrawal of FiFa on August 2, 2017; and

WHEREAS, Defendant filed its response to Plaintiff's Emergency Motion for Withdrawal of FiFa on August 7, 2017; and

WHEREAS, Plaintiff filed her reply to Defendant's Response to her Emergency Motion for Withdrawal of Fieri Facias; and

WHEREAS, this matter came on for hearing on September 5, 2017 as scheduled;

App.12a

NOW, THEREFORE, the Court, having heard oral argument of the parties, and considered this matter, it is hereby ORDERED that Plaintiff's Emergency Motion for Withdrawal of FiFa is DENIED.

SO ORDERED this 8 day of September, 2017.

/s/ Joseph C. Iannazzone
Judge, State Court of Gwinnett County

ORDER FOR SUPERSEDEAS BOND
(JULY 12, 2017)

IN THE STATE COURT OF GWINNETT COUNTY
STATE OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

Plaintiff,

v.

ASSOCIATED CREDIT UNION,

Defendant.

Civil Action File No. 14-C-04032-4

Before: The Hon. Joseph C. IANNAZZONE,
Judge, State Court of Gwinnett County.

This matter comes before the Court on Associated Credit Union's Motion for Supersedeas Bond. Having considered Associated Credit Union's Motion, and reviewing the record in this case, and;

It is hereby ORDERED that Leila Robinson Lewis Smith shall post a supersedeas bond with the Clerk of the Court in the amount of \$43,338.91 in cash or other form acceptable to the Court within ten (10) days from the entry of this Order.

It is further ORDERED AND ADJUDGED that to the extent that there is a supersedeas in place, Associated Credit Union shall be entitled to enforce the

App.14a

Judgment upon and in the event of Leila Robinson Lewis Smith's failure to post the supersedeas bond within ten (10) days from the entry of this Order.

SO ORDERED this 12 day of July, 2017.

/s/ Joseph C. Iannazzone
Judge, State Court of Gwinnett County

VOLUNTARY DISMISSAL OF
GARNISHMENT WITHOUT PREJUDICE
(JUNE 29, 2017)

IN THE STATE COURT OF GWINNETT COUNTY
STATE OF GEORGIA

ASSOCIATED CREDIT UNION,

Plaintiff,

v.

LEILA ROBINSON LEWIS SMITH,

Defendant(s),

IBERIA BANK,

Garnishee(s).

Civil Action File: 17-GC-01709

COMES NOW, the Plaintiff, Associated Credit Union and files its Voluntary Dismissal of Garnishment Without Prejudice, and relieves the Garnishee(s) from filing any further answers in this proceeding.

RESPECTFULLY SUBMITTED this 29 day of June, 2017.

App.16a

/s/ John E. Underwood

GA State Bar No. 722050

John E. Underwood, P.C.,

40 Technology Parkway South

Suite 300

Norcross, Georgia 30092

(678) 987-2281

Attorney for Plaintiff

App.17a

**ORDER OF THE COURT OF APPEALS
OF GEORGIA DENYING APPLICATION
FOR DISCRETIONARY APPEAL
(MAY 30, 2017)**

SUPREME COURT OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

v.

ASSOCIATED CREDIT UNION, INC.

Case No. A17D0425.

LC Numbers: 14C04032

The Court of Appeals hereby passes the following order.

Upon consideration of the Application for Discretionary Appeal, it is ordered that it be hereby DENIED.

App.18a

APPLICATION OF EMERGENCY MOTION
FOR WITHDRAWAL OF FIFA
(MARCH 30, 2017)

WRIT OF FIERI FACIAS
IN THE STATE COURT OF GWINNETT COUNTY

ASSOCIATED CREDIT UNION,

Plaintiff(s) IN FIFA,

v.

LEILA ROBINSON LEWIS SMITH,

Defendant(s) IN FIFA.

Civil Action Number: 14-C-04032-S4

To all and singular the sheriffs of the State and
their lawful deputies:

In the above styled case, and on the judgment
date set out, the plaintiff(s) named above recovered
against the defendant(s) named above, judgment in
the following sums:

Principal	00
Interest	00
Litigation Fees	00
Attorney's Fees Count I	42.569.05
Attorney's Fees Count II	00
Court Costs	00
Total	00

App.19a

with future interest upon said principal amount from the date of judgment at the legal rate.

Therefore, YOU ARE COMMANDED, that of the goods and chattels, lands and tenements of said defendant(s) and ESPECIALLY/ONLY of the following described property, to wit:

YOU cause to be made the several sums set out in the foregoing recital of the judgment in this case and have the said several sums of money before the State Court of this County at the next term of court, with this Writ to render to said plaintiff(s) the principal, interest. Attorney fees and costs aforesaid.

Witness the Honorable Joseph C. Lannazzone, Judge of Said Court, this the 28th day APRIL, 2017.

Richard T. Alexander, Jr., Clerk

/s/ {Signature not legible}
Deputy Clerk,
Gwinnett County State Court

App.20a

**JUDGMENT ON REMITTITUR
(JANUARY 25, 2017)**

The within and foregoing case having been appealed to the Court of Appeals and the judgment of this Court having been affirmed by said Court, the judgment of the Court of Appeals is hereby made the judgment of this Court.

SO ORDERED this 25 day of January, 2017.

/s/ Joseph C. Iannazzone
Judge, State Court of Gwinnett County

App.21a

RULE NISI
(JANUARY 24, 2017)

IN THE STATE COURT OF GWINNETT COUNTY
STATE OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

Plaintiff,

v.

ASSOCIATED CREDIT UNION,

Defendant.

Civil Action File Number: 14C-4032-4

Before: Joseph C. IANNAZZONE,
Judge, State Court of Gwinnett County.

Defendant's Motion for Attorney Fees and
Expenses having been filed in the State Court of
Gwinnett County, it is,

HEREBY ORDERED, that this case be scheduled
for a hearing on March 15, 2017 at 1:45 p.m. in
Courtroom 2C.

Let a copy of this order be mailed to the parties
or their attorney of record.

SO ORDERED this 24th day of January, 2017.

App.22a

/s/ Joseph C. Iannazzone
Judge, State Court of Gwinnett County

Copies to:

J. Patrick O'Brien, Esq.
Leila Robinson Lewis Smith
3707 Meeting Street
Duluth, GA 30096

App.23a

NOTICE OF REMITTITUR
(JANUARY 24, 2017)

COURT OF APPEALS OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

v.

ASSOCIATED CREDIT UNION, INC.

Court of Appeals Case No. A16A0233

Leila Lewis Smith
3707 MEETING STREET
DULUTH, GA 30096

For your information, this court's remittitur in the above styled case is being transmitted to the trial court today.

NOTICE: THIS COURT WILL DESTROY THE CASE RECORD AND TRANSCRIPTS ONE YEAR AFTER THE REMITTITUR DATE ABOVE.

The Court will maintain the record and/or transcript in the above appeal for a period of one year after the remittitur date unless one or more of the parties notifies the Court, in writing, to maintain the record for an additional six months, and the reason therefor. The requesting party must send an additional request fourteen days before the expiration of each sixth-month period to avoid the record being destroyed. You will receive no further notice before the record is destroyed.

App.24a

The original record will remain in the trial court.

The Court will preserve the Briefs, Orders, Substantive Motions, Opinions, Docketing Notices, and other documents in some format that will be available for inspection at either our office or at The Georgia Department of Archives.

App.25a

ORDER OF THE SUPREME COURT OF GEORGIA
DENYING PETITIONER'S MOTION FOR
EXTENSION OF TIME
(JANUARY 23, 2017)

SUPREME COURT OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

v.

ASSOCIATED CREDIT UNION, INC.

Case No. S16C1720

The Honorable Supreme Court met pursuant to adjournment.

Upon consideration, petitioner's motion for extension of time to file a motion for reconsideration is hereby denied.

All the Justices concur, except Boggs, Peterson, and Grant, JJ., not participating.

App.26a

REMITTITUR DENYING
PETITION FOR CERTIORARI
(DECEMBER 8, 2016)

SUPREME COURT OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

v.

ASSOCIATED CREDIT UNION, INC.

Case No. S16C1720

Associated Cases: A16A0233

Cost paid: \$300.00

Upon consideration of the petition for certiorari filed to review the judgment of the Court of Appeals in this case, it is ordered that the petition be hereby denied.

All the Justices concur.

App.27a

OPINION OF THE
COURT OF APPEALS OF GEORGIA
(MAY 12, 2016)

IN THE COURT OF APPEALS OF GEORGIA
FOURTH DIVISION

SMITH,

v.

ASSOCIATED CREDIT UNION, INC.

Case No. A16A0233

Before: ELLINGTON, P.J.,
BRANCH and MERCIER, JJ.

ELLINGTON, Presiding Judge.

In this case, the following circumstances exist and are dispositive of the appeal:

- (1) The evidence supports the judgment;
- (2) No reversible error of law appears, and an opinion would have no precedential value; and
- (3) The issues are controlled adversely to the appellant for the reasons and authority given in the appellee's brief

The judgment of the court below therefore is affirmed in accordance with Court of Appeals Rule 36.

Judgment affirmed. Branch and Mercier, JJ., concur.

App.28a

REMITTITUR OF THE
COURT OF APPEALS OF GEORGIA
(MAY 12, 2016)

COURT OF APPEALS GEORGIA

LEILA ROBINSON LEWIS SMITH,

v.

ASSOCIATED CREDIT UNION, INC.

Case No. A16A0233

LC Numbers: 14C04032-4

Costs paid in the Court of Appeals: \$300

Before: ELLINGTON, P.J.,
BRANCH and MERCIER, JJ.

Upon consideration of this Case which came before
this Court on appeal from the State Court of Gwinnett
County, this Court rendered the following decision:

Judgment affirmed.

Ellington, P.J., Branch and Mercier, JJ., concur.

FINAL ORDER AND JUDGMENT OF THE
STATE COURT OF GWINNETT COUNTY
(JULY 24, 2015)

IN THE STATE COURT OF GWINNETT COUNTY
STATE OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

Plaintiff,

v.

ASSOCIATED CREDIT UNION,

Defendant.

Civil Action Number: 14C-4032-4

Before: Joseph C. IANNAZZONE,
Judge, State Court of Gwinnett County.

This matter came before the Court on Plaintiff's Motion for Summary Judgment on all claims set forth and asserted in Plaintiff's Complaint, as amended, and all claims set forth in Defendant's Cross Motion for Summary Judgment on Plaintiff's Complaint, as amended. The Court held a hearing on July 10, 2015 on issues raised in the parties' cross-motions and other evidentiary matters. In consideration of the parties' Motions, briefs, affidavits, and the evidence of record, and having heard extensive oral argument from the parties, and in consideration of the controlling

law, it is hereby ORDERED, ADJUDGED, and DECREED as follows:

Plaintiff's Motion for Summary Judgment is DENIED and Defendant's Cross Motion on Plaintiff's Complaint is GRANTED.

This Judgment is a final disposition according to O.C.G.A. 9-11-58(b) as to all claims between Plaintiff Leila Robinson Lewis Smith and Defendant Associated Credit Union in this civil action. A civil case disposition form will be filed by the Plaintiff upon the entry of the within judgment.

SO ORDERED this 24 day of July, 2015.

/s/ Joseph C. Iannazzone
Judge, State Court of Gwinnett County

App.31a

APPELLANT'S NOTICE OF INTENT TO
APPEAL TO THE SUPREME COURT OF
THE UNITED STATES BY PETITION
FOR WRIT OF CERTIORARI
(FEBRUARY 5, 2018)

IN THE GEORGIA COURT OF APPEALS

LEILA ROBINSON LEWIS SMITH,

*Plaintiff-Appellant, pro
se,*

v.

ASSOCIATED CREDIT UNION, INC.,

Defendant-Appellee.

Case No. S17C1844

A17D0425

14C04032

COMES NOW APPELLANT, Leila Robinson Lewis Smith, and hereby moves to request to amend her appeal to The Supreme Court of the United States from a discretionary appeal to a petition for a writ of certiorari.

App.32a

Respectfully submitted

This 5th day of February 2018 by

/s/ Leila Robinson Lewis Smith
Pro se

App.33a

APPELLEE'S OBJECTION TO APPELLANT'S
NOTICE OF INTENTION TO PETITION
FOR DISCRETIONARY APPEAL TO THE
UNITED STATES SUPREME COURT
AND REQUEST FOR REMITTITUR
(DECEMBER 22, 2017)

IN THE COURT OF APPEALS
STATE OF GEORGIA

LEILA ROBINSON LEWIS SMITH,

Appellant,

v.

ASSOCIATED CREDIT UNION, INC.,

Appellee.

Case No: A17D0425

On Appeal from Gwinnett County State Court
CAFN 14C04032; Certiorari denied by Supreme
Court of Georgia CAFN S17C1844.

J. Patrick O'Brien
Georgia State Bar No. 548612
D. Andrew Folkner
Georgia State Bar No. 695599

App.34a

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