



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

NOTICE REGARDING CASES READY FOR TRIAL

The list of cases ready for trial consists of all pending cases assigned to me filed through June 30, 2025. **You may access the list of cases ready for trial at <https://mountain.georgiacourts.gov/calendars>.**

Attached is a form titled "Pretrial Information." The Form should be emailed to leann.ivester@stephenscountyga.gov by 5:00 p.m. on November 4, 2025, with the opposing party being copied on such.

The failure of a party to file a Pretrial Information Form **or** attend the Calendar Call will result in the dismissal of the Plaintiff's complaint or the Defendant's responsive pleadings. See O.C.G.A. § 9-11-16; *Weeks v. Weeks*, 243 Ga. 416 (1979).

Calendar Call will be held on **November 17, 2025 at 10:00 a.m.** for the purposes of establishing the trial calendar. *If either side desires a comprehensive pretrial conference or hearing, please contact Leann Ivester to schedule.*

IF THE PRETRIAL INFORMATION FORM HAS BEEN SUBMITTED BY NOVEMBER 4, 2025, YOUR PRESENCE AT CALENDAR CALL IS NOT REQUIRED.

If there has been a demand for a jury trial, a Consolidated Pre-Trial Order must be emailed to the Court by January 26, 2026. The trial calendar will be filed at least 20 days prior to the beginning of trials. Effective as of the date the Consolidated Pre-Trial is due, no amendments or further discovery shall be allowed except by order of the Court.

The Court's schedule for the upcoming term of Court is as follows:

Pretrial Information Form due	November 4, 2025
Calendar Call – 10 A.M.	November 17, 2025
Consolidated Pretrial due (JURY CASES ONLY)	January 26, 2026
Civil Jury Trials	February 9, 2026

Non-Jury Bench Trials – will be scheduled by the Court on an individual basis.

(NOTE: Please comply with Uniform Rule 4.6 "To Notify of Representation.")



(PLEASE USE THIS FORM)

**BANKS SUPERIOR COURT
STATE OF GEORGIA**

_____	:	
_____	:	CIVIL ACTION
Plaintiff(s)	:	FILE NO. _____
v.	:	PRETRIAL INFORMATION
_____	:	
_____	:	DO NOT FILE THIS FORM WITH THE CLERK
Defendant(s)	:	

1. Date case filed _____
Date answer filed _____
Date discovery commenced _____

2. Jury _____ Non Jury _____
(If Non-Jury, please complete page 2.)

3. If the case is to be placed on the upcoming Jury Trial Calendar, and a Pretrial Conference with the Court is needed, please schedule with Judge Carswell's Judicial Assistant, Leann Ivester.

You must complete and return a separate form for each (jury or non-jury) case you have on the ready list. **Please email the form to leann.ivester@stephenscountyga.gov.** Forms are due no later than **November 4, 2025**. Although you may have previously furnished a Form on a particular case for a previous Term of Court, you are required to furnish it for this Term likewise. The completion of this Form does not obviate the filing of a Consolidated Pre-trial.

Counsel Submitting Form
Lead Counsel for _____

Mailing Address

Email Address: _____



(PLEASE USE THIS FORM)

**BANKS SUPERIOR COURT
STATE OF GEORGIA**

_____ :
_____ : **CIVIL ACTION**
Plaintiff(s) : **FILE NO.** _____
v. :
_____ :
_____ :
Defendant(s) : **DO NOT FILE THIS FORM
WITH THE CLERK**
:

CIVIL NON-JURY BENCH TRIAL CASE INFORMATION

If a Non-Jury Bench Trial was indicated on Page 1, please complete the following:

1. Is the case contested? Yes _____ No _____
(If the case is uncontested, you may stop after this question and an Order setting a Final Hearing will be entered into your case.)
2. If yes, has the case been mediated: Yes _____ No _____
(Please note: All civil cases are required to attend mediation. If the case has not been mediated, a Final Hearing will not be scheduled and an Order directing mediation by a certain date will be entered.)
3. Will the hearing take longer than two (2) hours, total for both parties to complete?
Yes _____ No _____
4. If the answer to question "3" above is yes, how long is anticipated for the Final Hearing? _____

BANKS COUNTY COUNTY SUPERIOR COURT

NICHOLE CARSWELL

Case Number

Style of Case

November 17, 2025 - 10:00AM

1.) 19CV091 **WILSON V ELDER, ET AL**

Filing: 03/29/2019 Cause: AUTOMOBILE TORT

Plaintiff: TRACIE WILSON

Defendant: MITCHELL ELDER

MIGUEL ROJAS JIMENEZ

Service: 04/05/2019

ALLIED PAVING CONTRACTORS, INC.

Service: 04/03/2019

Attorney: CHARLES RAUTON , for Plaintiff WILSON, TRACIE

ALEX BROWN , for Plaintiff WILSON, TRACIE

JACKSON KATHERINE , for Plaintiff WILSON, TRACIE

KRISTINA DUCOS , for Plaintiff WILSON, TRACIE

Scott Harrison , for Plaintiff WILSON, TRACIE

FLEISHMAN JOSEPH , for Plaintiff WILSON, TRACIE

JASON DARNEILLE , for Defendant ELDER, MITCHELL

PAMELA GRIMES , for Defendant

NOTES: PRETRIAL HEARING

BANKS COUNTY COUNTY SUPERIOR COURT

NICHOLE CARSWELL

Case Number Style of Case

November 17, 2025 - 10:00AM

2.) 21CV216 **DEPARTMENT OF TRANSPORTATION V BANKS CROSSING PARTNERS, LLC, ET AL**

Filing: 06/18/2021 Cause: OTHER GENERAL CIVIL

Plaintiff: Department of Transportation

Defendant: Banks Crossing Partners, LLC

Wilmington Trust, National Association, as Trustee

SFG LL 2011-1, LLC

Retaining Walls Company, Inc.

Service: 08/02/2021

Atlanta Family Restaurants, Inc.

SCF RC Funding I LLC

Service: 08/25/2021

Becky Carlan, Banks County Tax Commissioner

Tenants at The Shoppes at Banks Crossing

KOJI MAX, INC.

Service: 08/18/2021

TRIDENT HOLDINGS LLC

Service: 09/14/2021

THE COLEMAN COMPANY INC.

Service: 08/12/2021

358224 GEORGIA DONUTS, LLC

Service: 09/20/2021

HAYNES BUSINESS SERVICES LLC

Service: 08/19/2021

SASSY RABBIT

Service: 08/17/2021

THE CATO CORPORATION

Service: 08/12/2021

PLANET FITNESS FRANCHISING LLC

Service: 09/14/2021

BON WORTH HOLDINGS, INC.

Service: 08/12/2021

THE CHURCH AT SOUTHSIDE, INC.

Service: 08/17/2021

CHENDO LOG FURNITURE LLC

Service: 09/16/2021

PURPLE DOOR BOUTIQUE, INC.

Service: 08/19/2021

T-MOBILE USA, INC.

Service: 08/12/2021

160 DRIVING ACADEMY

TITANZ FITNESS OF NORTHEAST GA L.L.C

Service: 08/19/2021

PETSENSE, LLC

Service: 08/12/2021

O & O ENTERPRISES, INC.

Service: 11/30/2021

GEORGIA THEATRE COMPANY

Service: 08/16/2021

GAMESTOP, INC.

Service: 09/23/2021

DOLLAR TREE STORES, INC.

Service: 08/12/2021

EAN HOLDINGS, LLC

Service: 08/16/2021

AXIOM STAFFING GROUP, INC.

Service: 09/16/2021

SALLY BEAUTY SUPPLY LLC

Service: 08/16/2021

PEARL NAILS & TAN

Service: 08/18/2011

MLM VENTURES, INC.

Service: 09/27/2021

LIGHT FOR LIFE INTERNATIONAL, INC.

Service: 08/24/2021

GOLD KINGS, LLC

Service: 08/18/2021

KOMISAROW ENTERPRISES LP

TALK 4 LESS WIRELESS COMMUNICATIONS LLC

YUMNA VENTURE INC

COMMERCE RF HOLDINGS LLC

EHK PROPERTIES LP

TALK 4 LESS WIRELESS COMMUNICATIONS, LLC

BANKS COUNTY COUNTY SUPERIOR COURT

NICHOLE CARSWELL

Case Number

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November 17, 2025 - 10:00AM

YUMNA VENTURE INC.	
COMMERCE RE HOLDINGS, LLC	
KOMISAROW ENTERPRISES, L.P.	
EHK PROPERTIES, L.P.	
Shoppes at Commerce LLC	
Easy Mile Commerce, LLC	Service: 04/16/2024
OnDeck Sports Complex	Service: 04/11/2024
American Home Sales	Service: 04/10/2024
Fabulous Finds, Inc.	Service: 04/10/2024
Cross Mobile, LLC	Service: 04/26/2024
Cross Mobile Commerce, LLC	Service: 04/25/2024
Enterprise Leasing Co.	Service: 04/24/2024
Olympus Media	
Nextar Communications	Service: 04/15/2024
Adam Humphries	Service: 04/10/2024
Dawg-Eared Booksellers LLC	Service: 05/27/2025
Enterprise Leasing Company of Georgia LLC	
Rock Gate Capital, LLC	Service: 06/06/2025
DV Enterprises, Inc.	Service: 07/01/2025
Next Star Communications, Inc.	Service: 05/16/2025
Lou Hambrick	
James Hambrick	
Doing Business As: KOJI JAPANESE STEAKHOUSE	Service: 08/18/2021
Doing Business As: CAPTAIN D'S	Service: 09/14/2021
Doing Business As: COLEMAN FACTORY OUTLET	Service: 08/12/2021
Doing Business As: DUNKIN' DONUTS	Service: 09/20/2021
Doing Business As: CATO	Service: 08/12/2021
Doing Business As: PLANET FITNESS	Service: 09/14/2021
Doing Business As: BON WORTH	Service: 08/12/2021
Doing Business As: SOUTHSIDE CHURCH-COMMERCE CAMPUS	Service: 08/17/2021
Doing Business As: CHENDO RUSTIC FURNITURE & FLOORS	Service: 09/16/2021
Doing Business As: THE PURPLE DOOR BOUTIQUE	Service: 08/19/2021
Doing Business As: T-MOBILE	Service: 08/12/2021
Doing Business As: 160 DRIVING ACADEMY OF ATLANTA	
Doing Business As: TITANZ FITNESS	Service: 08/19/2021
Doing Business As: PETSENSE	Service: 08/12/2021
Doing Business As: AMERICAN HOME FURNITURE ELECTRONICS APPLIANCES	
Doing Business As: COMMERCE CINEMAS	Service: 08/16/2021
Doing Business As: GAMESTOP	Service: 09/23/2021
Doing Business As: DOLLAR TREE	Service: 08/12/2021
Doing Business As: ENTERPRISE RENT-A-CAR	
Doing Business As: AXIOM STAFFING GROUP	Service: 09/16/2021
Doing Business As: SALLY BEAUTY SUPPLY	Service: 08/16/2021
Doing Business As: PAPA JOHN'S PIZZA	Service: 09/27/2021
Doing Business As: GOLD BUYER'S JEWELRY OUTLET-GOLD KINGS OF COMMERCE	Service: 08/18/2021

BANKS COUNTY COUNTY SUPERIOR COURT

NICHOLE CARSWELL

Case Number Style of Case

November 17, 2025 - 10:00AM

Attorney: Monica Hatfield , for Plaintiff Department of Transportation
 Jessica Lund , for Plaintiff Department of Transportation,
 Thomas Fitzgerald , for Plaintiff Department of Transportation,
 JAMES ZIMMERMAN , for Defendant BANKS CROSSING PARTNERS, LLC,
 JARYD GREEN , for Defendant 358224 GEORGIA DONUTS, LLC,
 Kevin Ward , for Defendant Banks Crossing Partners, LLC,
NOTES: PRETRIAL HEARING

3.) 22CV017 **BRIAN KEITH RUCKER AS ADMIN ESTATE OF PAUL RUCKER V RUCKER, ET AL**

Filing: 01/20/2022 Cause: OTHER GENERAL CIVIL

Plaintiff: BRIAN KEITH RUCKER AS ADMIN ESTATE OF PAUL RUCKER

Defendant: BOBBY G RUCKER

Service: 01/31/2022 - Answer: 03/01/2022

 WILLIE B RUCKER

Service: 01/27/2022

 RUCKER BROTHER'S FARM, LLC

Service: 01/31/2022 - Answer: 03/01/2022

 VERNON J RUCKER

Service: 01/27/2022 - Answer: 03/02/2022

Attorney: DYLAN WILBANKS , for Plaintiff BRIAN KEITH RUCKER AS ADMIN ESTATE OF PAUL RUCKER

 ROBERT HUESTIS , for Defendant RUCKER, BOBBY G

 THOMAS HOLLINGSWORTH , for Defendant RUCKER, WILLIE B

 Christopher Fairchild , for Defendant RUCKER, BOBBY G

NOTES: PRETRIAL HEARING

4.) 22CV033 **IN RE: SUMMER MELODY GADD**

Filing: 02/01/2022 Cause: MINOR CHILD NAME CHANGE

Plaintiff: TANYA GADD

Minor Plaintiff: SUMMER MELODY GADD

Attorney: , for Defendant

NOTES: PRETRIAL HEARING

5.) 23CV180 **EVANS V EVANS**

Filing: 06/04/2023 Cause: DISSOLUTION/DIVORCE/SEPARATE MAINTENANCE/ALIMONY

Plaintiff: AMBER N EVANS

Defendant: CHRISTOPHER B EVANS

Service: 06/08/2023

Attorney: SAMUEL THOMAS , for Plaintiff EVANS, AMBER N

 DAVID MCLEOD , for Defendant EVANS, CHRISTOPHER B

NOTES: PRETRIAL HEARING

BANKS COUNTY COUNTY SUPERIOR COURT

NICHOLE CARSWELL

Case Number Style of Case

November 17, 2025 - 10:00AM

24.) 25CV090 **DEPARTMENT OF TRANSPORTATION V 0.144 ACRES OF LAND, ET AL**

Filing: 03/10/2025 Cause: OTHER GENERAL CIVIL

Plaintiff: DEPARTMENT OF TRANSPORTATION

Defendant: 0.144 ACRES OF LAND

CERTAIN EASEMENT RIGHTS

SANDRA K. GARRISON, INDIVIDUALLY AND D/B/A SANDRA'S MINI STORAGE

BECKY CARLAN, BANKS COUNTY TAX COMMISSIONER

UNKNOWN TENANTS

ELAINE ROGERS

Service: 09/15/2025

STEVEN LONG

Service: 04/04/2025

CHRIS POSTEN

Service: 07/10/2025

HEATHER OWENBY

Service: 05/19/2025

KATE BEASLEY

Service: 05/16/2025

STEVEN EVANS

Service: 05/16/2025

PENNY NUNN

Service: 05/25/2025

JESSICA COLLINS

Service: 05/30/2025

KELLIE JONES

Service: 05/16/2025

JESSICA ROTHHELL

Service: 05/19/2025

BARBARA BLACK

Service: 05/20/2025

LYDIA GARRISON

Service: 06/11/2025

Attorney: MONICA HATFIELD , for Plaintiff DEPARTMENT OF TRANSPORTATION

Caroline Capps , for Plaintiff DEPARTMENT OF TRANSPORTATION,

Thomas Fitzgerald , for Plaintiff DEPARTMENT OF TRANSPORTATION,

NOTES: PRETRIAL HEARING

25.) 25CV111 **EAGLE V GILLEY**

Filing: 03/21/2025 Cause: MODIFICATION

Plaintiff: Colby E Eagle

Defendant: Christopher W Gilley

Service: 05/06/2025 - Answer: 06/05/2025

Attorney: Stanton Porter , for Plaintiff Eagle, Colby E

Gillian Fierer , for Defendant Gilley, Christopher W

NOTES: PRETRIAL HEARING
