

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

D. A. KING,	:	
	:	
Petitioner,	:	
	:	
v.	:	CASE NO. 17-1-5863-28
	:	
SPENCER MOORE, Commissioner,	:	
Georgia Department of Driver Services, and	:	
DAVID CONNELL, Chairman, Board of	:	
Driver Services,	:	
	:	
Respondents.	:	

FINAL ORDER

This matter having come before this Court on September 5, 2017 pursuant to a Rule Nisi requested by Petitioner, the Court makes the following findings of fact and law:

On or about August 2, 2017, Petitioner filed his “Petition for Order of Correction to False Information from Department of Driver Services Provided to Georgia Legislature and Public” (hereinafter “Petition”). On August 10, 2017, Respondent Connell was served with the Petition. On August 18, 2017, Respondent Moore was served. As such, Respondents’ Answers were not due to the Court until September 9 and 17, 2017. On August 23, 2017, however, Petitioner requested a hearing date from the Clerk and was given Rule Nisi with a

date of September 5, 2017. Respondents thereafter filed their Answers and a Motion to Dismiss on August 31, 2017, in light of the scheduled hearing. In addition, they filed a Motion for Continuance, alerting the Court that the hearing date was technically premature, and may not afford Petitioner adequate time to respond to Respondents' Motion to Dismiss.¹

Petitioner and counsel for Respondents appeared on September 5, 2017, at which time the procedural history of the case was presented to the Court. Respondents' counsel indicated to the Court that a Motion for Continuance had been filed, as well as a Motion to Dismiss on August 31, 2017. Petitioner indicated that he had not received a copy yet of the Motions, but wanted to proceed anyway. Respondents' counsel provided a copy of the Motion to Dismiss to Petitioner following the call of the calendar for Petitioner's review prior to the Court calling the case.

Respondents' Motion for Continuance was addressed by the Court. The Court inquired of Petitioner, informing him that the Court would grant the continuance if Petitioner wanted his allotted time to respond to the Motion to Dismiss. Petitioner waived his response time on the record, and indicated that he wished the Court to handle the case at the September 5, 2017 hearing.

¹ The Court noted at the call of the calendar that the Motion for Continuance appeared to have actually been filed more so on behalf of Petitioner, to allow him adequate time to respond to the Motion to Dismiss.

Thereafter, having reviewed the pleadings prior to calling the case, the Court heard oral argument from Respondents and Petitioner, and reviewed the documents presented by Petitioner in his Petition and at the hearing.

After review and consideration, this Court finds that Petitioner, while *pro se*, still has an obligation in undertaking a lawsuit to educate himself as to the applicable laws governing said suit. Respondents have followed the required law as written in the Real ID Act, Pub. L. 109-13 (2005), and the corresponding federal regulations, including 6 C.F.R. § 37.3. Respondents have not made any false verbal and written statements to the public and Georgia lawmakers, nor have they caused DDS to suffer damage to its credibility or created doubt about the priority of its stated mission of providing Georgians with secure driver and identity credentials.

The Court hereby DISMISSES Petitioner's Petition in its entirety for the reasons put forth by Respondents in their Motion to Dismiss.

IT IS SO ORDERED this ____ day of _____, 2017.

GRANT BRANTLEY
Senior Judge, Cobb County Superior Court