

IN THE SUPERIOR COURT OF LOWNDES COUNTY

SEP 12 2019 11:43 AM

STATE OF GEORGIA

*B. D. C. Greene*  
Clerk Superior Court/State Court/  
Juvenile Court

TELVIN SMITH, § CIVIL ACTION FILE  
Plaintiff, § NO. 2018CVD0765  
vs. §  
DACCHEI SIMMS, §  
Defendant. §

**ORDER ON DEFENDANT'S MOTION FOR CONTEMPT**

WHEREAS, the above-styled matter having come on for a hearing on the Defendant's Motion For Contempt on August 29, 2019; and

WHEREAS, the Plaintiff having appeared Pro Se; and

WHEREAS, the Defendant having been present with her attorney; and

WHEREAS, evidence having been received and argument of counsel heard;

IT IS HEREBY ORDERED as follows:

1.

The Plaintiff TELVIN SMITH is in willful contempt of this Court's Temporary Order of June 4, 2019 by failing to pay child support as ordered by the Court. The Defendant is currently in arrears in the amount of \$3,500.00 per month for the months of June, July, and August 2019 in the total amount to date of \$10,500.00.

2.

The Plaintiff TELVIN SMITH is in willful contempt of this Court's Temporary Order of June 4, 2019 by failing to provide proof of health insurance coverage on behalf of the parties' minor children by giving copies of health insurance cards reflecting proof of coverage.

3.

The Plaintiff TELVIN SMITH is in willful contempt of this Court's Temporary Order of June 4, 2019 by failing to make payment on Defendant's attorney's fees as ordered by the Court in its Temporary Order of June 4, 2019.

4.

The Plaintiff TELVIN SMITH shall purge himself of contempt by performing the following:

a) Plaintiff TELVIN SMITH shall provide proof of health insurance coverage on behalf of the parties' minor children by giving copies of health insurance cards reflecting proof of coverage to the Defendant through her attorney by no later than September 12, 2019.

b) Plaintiff TELVIN SMITH shall pay the child support arrearages of \$10,500.00 through the Clerk of the Superior Court of Lowndes County, Georgia by no later than September 12, 2019.

c) Plaintiff TELVIN SMITH shall pay the Defendant's attorney's fees of \$8,500.00 directly to the Defendant's counsel, B. Miles Hannan no later than September 26, 2019.

5.

In the event the Plaintiff TELVIN SMITH fails to purge himself of contempt as set forth in paragraph four (4) above, upon submission of an Affidavit by Defendant's counsel, it is hereby ordered that the Plaintiff TELVIN SMITH shall be held in the common jail of the Lowndes County Sheriff's Office until such time as he is able to purge himself of contempt.

6.

The Sheriff of Lowndes County Georgia and/or any other County in the State of Georgia shall be authorized to detain the Plaintiff TELVIN SMITH and deliver him to the Lowndes

County Sheriff's Office from wherever he may be found until the provisions of paragraph four (4) herein above have been complied with or until further Order of this Court. The Plaintiff TELVIN SMITH shall be subject to extradition if necessary.

SO ORDERED this 5 day of Sept, 2019 nunc pro tunc  
August 29, 2019.



HARRY JAY ALTMAN, II  
CHIEF SUPERIOR COURT JUDGE  
SOUTHERN JUDICIAL CIRCUIT

Prepared by:



B. Miles Hannan  
Attorney for Defendant  
P.O. Box 5408, Valdosta, GA 31603-5408  
(229) 242-4649  
State Bar No. 323577

Approved as to form:

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Telvin Smith, Plaintiff  
Pro Se