



Connie Taylor, Clerk of Superior Court
Cobb County, Georgia

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

DAVID FLOAM, an individual,
CATHERINE FLOAM, an individual,

Plaintiffs,

v.

COBB COUNTY, GEORGIA,

Defendant.

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CIVIL ACTION FILE NO.
23-1-02428-56

NOTICE OF APPEAL

COMES NOW Defendant Cobb County, Georgia, by and through counsel, and hereby files this Notice of Appeal of the Superior Court's August 16, 2023 Order partially denying Defendant's Motion to Dismiss as to the dismissal of the claims asserted by the Floam Plaintiffs and its January 8, 2024 Order granting Plaintiffs' Motion for Summary Judgment and denying Defendant's Cross-Motion for Summary Judgment.

The Georgia Supreme Court, and not the Court of Appeals of the State of Georgia, has jurisdiction to hear this appeal pursuant to O.C.G.A. § 5-6-34(a)(1) and Ga. Const. Art. VI, § VI, Para. II.

The Clerk should omit nothing from the record and should transmit the entire record in this case for inclusion in the record on appeal. The transcripts of the July 7, 2023 hearing on the motion to dismiss and the November 20, 2023 hearing on the motions for summary judgment should be included.

Respectfully submitted this 8th of January, 2023.

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CERTIFICATE OF SERVICE

It is hereby certified that I have this 8th day of January 2024, served the foregoing **Notice of Appeal** by causing a copy of the same to be served by PeachCourt's electronic filing system, which will electronically serve the following attorneys of record, and by causing an electronic copy of the same to be served via STATUTORY ELECTRONIC SERVICE by e-mailing it in PDF format to counsel of record as follows:

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By: /s/Elizabeth Ahern Monyak
ELIZABETH AHERN MONYAK
Senior Associate County Attorney