

*Rebecca Keaton*

Rebecca Keaton  
Clerk of Superior Court Cobb County

IN THE SUPERIOR COURT OF COBB COUNTY  
STATE OF GEORGIA

Craig Owens, )  
Petitioner, )  
 )  
 )  
v. )  
 )  
Janine Eveler, in her individual )  
capacity and in her official position )  
as Director of Elections & Registration )  
and Superintendent of elections; )  
Phil Daniell; Fred Aiken; Neera Bahl )  
Jessica M. Brooks; Darryl O. Wilson, )  
Jr; Cobb County Board of Elections and )  
Registration. )  
Respondents. )

Civil Action

No.: 20-1-2203-51

**VERIFIED EMERGENCY PETITION TO APPEAL DECISION OF COBB COUNTY BOARD OF ELECTIONS AND REGISTRATION AND REQUEST TO STAY ELECTION**

**1.**

Major Craig Owens is qualified to serve as Sheriff of Cobb County. Major Owens graduated high school, which is one of the ten statutory qualifications to serve as Sheriff. Major Owens graduated college. Major Owens earned a graduate degree.

The Cobb County Board of Elections and Registration, however, exceeded its authority, ignored the plain language of the law governing candidate qualifications, ignored Major Owens' compliance with the law, and erroneously deemed Major Owens unqualified to serve as Sheriff. Contrary to a plain reading of O.C.G.A. § 15-16-1(c)(1), the statute delineating the ten qualifications to serve as Sheriff, the Elections Board added a requirement to candidate qualifications that does not exist.

Major Owens, therefore, brings this Petition pursuant to O.C.G.A. § 21-2-6(e) and respectfully requests that this Honorable Court reverse the Elections Board's March 26, 2020 erroneous decision that was contrary to the statute governing qualifications to serve as Sheriff. Additionally, Major Owens moves this Honorable Court to stay the Elections Board from proceeding with any election activities without Major Owens on the ballot and informing voters that Major Owens is a candidate qualified to serve as Sheriff of Cobb County.

In support of this petition, Major Owens shows the Court as follows.

**PARTIES**

**2.**

Craig Owens (“Major Owens”) is a citizen of the State of Georgia, and resident of Cobb County, Georgia who resides at 1153 Abram Court, Mableton, Georgia 30126. Major Owens is a candidate in the upcoming primary election for Sheriff of Cobb County and whose qualifications are the subject of this Petition.

**3.**

Janine Eveler is the Director of Elections & Registration and Superintendent of elections for Cobb County. Respondent Eveler is subject to the jurisdiction of this Court. Respondent Eveler may be served with process at her office address of 736 Whitlock Ave. NW, Suite 400, Marietta, GA 30064.

**4.**

Phil Daniell is Chair of the Cobb County Board of Elections and Registration. Respondent Daniell is subject to the jurisdiction of this Court. Respondent Daniell may be served with process at PMB 136, 3316 S Cobb Dr. SE Ste A, Smyrna, GA 30080.

**5.**

Neera Bahl is the Assistant Secretary of the Cobb County Board of Elections and Registration. Respondent Bahl is subject to the jurisdiction of this Court. Respondent Bahl may be served with process at 3590 Rivers Call Blvd, Atlanta, GA 30339.

**6.**

Jessica Brooks is the Secretary of the Cobb County Board of Elections and Registration. Respondent Brooks is subject to the jurisdiction of this Court. Respondent Brooks may be served with process at 1991 O'Shea Lane, Marietta, GA 30062.

**7.**

Darryl O. Wilson, Jr. is a member of the Cobb County Board of Elections and Registration. Respondent Wilson is subject to the jurisdiction of this Court. Respondent Wilson may be served with process at 3278 Yorktown Dr., Roswell, GA 30075.

**8.**

The Cobb County Board of Elections and Registration (“Elections Board”) was created by state law in 1985. The Elections Board is empowered with all powers and duties relating to the conduct of elections in Cobb County, Georgia. The Elections Board is subject to the jurisdiction of this Court. The Elections Board may be served with process at 736 Whitlock Ave. NW, Suite 400, Marietta, GA 30064.

**JURISDICTION**

**9.**

This Court has jurisdiction over this appeal pursuant to O.C.G.A. § 21-2-6(e). This statute states in part “The elector filing the challenge or the candidate challenged shall have the right to appeal the decision of the superintendent by filing a petition in the superior court of the county in which the candidate resides within ten days after the entry of the final decision by the superintendent.”

**STANDARD OF REVIEW**

**10.**

O.C.G.A. § 21-2-6(e) states in part that a court “may reverse or modify the decision if substantial rights of the appellant have been prejudiced because the findings, inferences, conclusions, or decisions of the superintendent are:

- (1) In violation of the Constitution or laws of this state;
- (2) In excess of the statutory authority of the superintendent;
- (3) Made upon unlawful procedures;
- (4) Affected by other error of law;
- (5) Clearly erroneous in view of the reliable, probative, and substantial evidence on the whole record; or
- (6) Arbitrary or capricious or characterized by an abuse of discretion or a clearly unwarranted exercise of discretion.”

**FACTUAL AND PROCEDURAL BACKGROUND OF APPEAL**

**Major Owens, who holds a Master’s Degree, Submits Qualification Papers**

**10.**

On March 5, 2020, Major Owens submitted his Declaration of Candidacy and Affidavit to qualify as a candidate for Sheriff. As part of his Declaration of Candidacy and Affidavit, Major Owens swore and affirmed that he was eligible to serve as Sheriff and met all of the statutory requirements to be Sheriff as stated in O.C.G.A. § 15-16-1(c)(1)(a) – (j). A true and correct copy of Major Owens’ Declaration of Candidacy and Affidavit is attached hereto as Exhibit A.

**11.**

Also, on March 5, 2020, Major Owens submitted his Affidavit for Sheriff as part of the qualification process. A true and correct copy of Major Owens’ Affidavit for Sheriff is attached hereto as Exhibit B. Major Owens’ Affidavit for Sheriff affirms, among other things, that Major Owens has “obtained a high school diploma or its

recognized equivalent in educational training as established by the Georgia Peace Officers Standards and Training Council.” See Exhibit B, Paragraph E.

12.

The Affidavit for Sheriff that Major Owens submitted is identical in form to the example on the Georgia Secretary of State’s webpage entitled “Information For Candidates”, See [https://sos.ga.gov/index.php/Elections/information\\_for\\_candidates](https://sos.ga.gov/index.php/Elections/information_for_candidates) and [https://sos.ga.gov/admin/uploads/AFFIDAVIT\\_FOR\\_SHERIFF.pdf](https://sos.ga.gov/admin/uploads/AFFIDAVIT_FOR_SHERIFF.pdf)

13.

O.C.G.A. § 15-16-1(c)(1)(a) – (j) delineates the qualifications to serve as Sheriff.

14.

Paragraphs A through J of the Affidavit for Service are substantially similar to or identical to the qualifications stated in O.C.G.A. § 15-16-1(c)(1)(a) – (j).

15.

Major Owens graduated high school.

16.

Major Owens graduated from West Fulton High School in Atlanta, Georgia in 1984. A true and correct copy Major Owens’ high school diploma is attached hereto as exhibit C.

17.

Major Owens graduated from Saint Leo University in 2006. A true and correct copy of Major Owens’ college diploma is attached hereto as Exhibit D. Major Owens earned a Master’s Degree from Columbus State University in 2011. A true and correct copy of Major Owens’ graduate school diploma is attached hereto as Exhibit E.

*Challenge To Major Owens’ Candidacy*

18.

O.C.G.A. § 21-2-6(b) states in relevant part that “any elector who is eligible to vote for any such candidate may challenge the **qualifications** of the candidate.” (emphasis added).

19.

On March 18, 2020, James Herndon (“Candidate Herndon”), who also is a candidate for Sheriff of Cobb County, submitted a challenge to Major Owens’ candidacy. Specifically, this challenge was premised on O.C.G.A. § 15-16-1(c)(3). Candidate Herndon did not bring his challenge pursuant to O.C.G.A. § 15-16-1(c)(1)(E) (which states in part “At the time of qualifying as a candidate for the office of sheriff [a candidate must have] obtained a high school diploma”).

**20.**

O.C.G.A. § 15-16-1(c)(3) states in relevant part that **after** “the **close** of the **qualification** period” (emphasis added) a candidate is required to submit an affidavit with the election superintendent affirming that such candidate is a high school graduate or “has obtained the recognized equivalent in education training as established by the Georgia Peace Officer Standards and Training Council” and “When and from what school such person graduated from high school or obtained such recognized equivalent in education training.”

**21.**

On March 26, 2020, the Elections Board held an evidentiary hearing on Candidate Herndon’s challenge regarding Major Owens.

**22.**

At the conclusion of the Elections Board’s hearing, according to the certified transcript, one member of the Elections Board moved that Major Owens “be disqualified based on the fact that he did not submit the affidavit as required by whichever the code section is for qualification within the 72 hours here.” (See certified transcript of March 26, 2020 Elections Board hearing, 67:6 – 67:10, attached hereto as Exhibit F).

**23.**

The Elections Board voted in favor of such motion, thereby purportedly determining that Major Owens did not meet the qualifications to serve as Sheriff of Cobb County. (See certified transcript of March 26, 2020 Elections Board hearing, 67:6 – 67:19; see Exhibit E).

**24.**

This motion was the only basis for any vote or decision by the Elections Board involving Major Owens. (See certified transcript of March 26, 2020 Elections Board hearing, 67:6 – 67:19; see Exhibit E).

**25.**

The Elections Board did not issue a written decision in Major Owens’ case.

**26.**

To the extent that the Elections Board’s vote is “the entry of the final decision by the superintendent” as required by O.C.G.A. § 21-2-6(e)), this appeal is timely filed within ten days of such decision.

**Enumerations of Error**

**27.**

O.C.G.A. § 21-2-6(b) states in relevant part that “any elector who is eligible to vote for any such candidate may challenge the **qualifications** of the candidate.” (emphasis added). The March 26, 2020 decision of the Elections Board did not pertain to Major Owens’ qualifications to serve as Sheriff, thus the decision is erroneous as a matter of law and exceeded the Elections Board’s authority.

**28.**

The Elections Board’s March 26, 2020 decision prejudices substantial rights of Major Owens because the decision is in excess of the statutory authority of the Elections Board, pursuant to O.C.G.A. § 21-2-6(e)(2).

**29.**

The Elections Board’s March 26, 2020 decision prejudices substantial rights of Major Owens because the decision was an error of law by misreading and misapplying the plain language of O.C.G.A. § 15-16-1(c)(1). (See O.C.G.A. § 21-2-6(e)(5)).

**30.**

The Elections Board’s March 26, 2020 decision prejudices substantial rights of Major Owens because the decision was clearly erroneous because the decision considered something other than Major Owens’ qualifications. (See O.C.G.A. § 21-2-6(e)(5)).

**31.**

The Elections Board’s March 26, 2020 decision prejudices substantial rights of Major Owens because the decision was arbitrary and capricious and an abuse of the Elections Board’s discretion for considering something other than Major Owens’ qualifications. (See O.C.G.A. § 21-2-6(e)(6)).

**Request for a Stay**

**32.**

The primary election, the election for which Major Owens sought to qualify, currently is scheduled to occur on May 19, 2020. Although there has been some media coverage about the possibility of this election being delayed, as of this filing, the election date has not been changed.

**33.**

Major Owens alleges upon information and belief that the Elections Board has begun and will continue taking steps towards conducting the May 19, 2020 election, including printing and mailing ballots.

**34.**

Unless this Court hears this matter in an expedited manner and determines the rights and responsibilities of the parties prior to the time the process to print and mail ballots begins and voters vote, Major Owens will be denied substantial rights and irreparably harmed.

**35.**

O.C.G.A. § 21-2-6(e) states that “The filing of the petition shall not itself stay the decision of the superintendent; however, the reviewing court may order a stay upon appropriate terms for good cause shown.”

**36.**

Major Owens has shown such good cause with this Petition and other pleadings filed with the Court in support of this Petition.

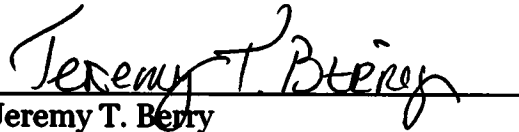
#### **PRAYER FOR RELIEF**

WHEREFORE, Petitioner Major Owens respectfully prays this Honorable Court will:

1. Require the Elections Board to transmit the original or certified copy of the entire record or the proceedings under review to the Court, as required by O.C.G.A. § 21-2-6(e);
2. Require the Respondents to answer this Verified Petition;
3. Issue a Rule Nisi setting an expedited hearing on this Verified Petition, as the primary election for the office of Sheriff of Cobb County currently is scheduled to occur May 19, 2020;
4. After such hearing, grant the relief requested by reversing the decision of the Board dated March 26, 2020, regarding Major Owens;
5. Enjoin the Board from declaring Major Owens disqualified;
6. Order that Major Owens be placed on or remain on the ballot and be allowed to run in the 2020 Democratic Party primary election for Sheriff of Cobb County;

7. Order that the Elections Board notify all Cobb County voters of the decision of this Court (that Major Owens is a candidate for the 2020 primary election contest for the office of Sheriff of Cobb County, Georgia);
8. Prohibit the Elections Board from removing Major Owens' name from the ballot so that he will be a candidate for the 2020 Democratic Party primary election for Sheriff of Cobb County;
9. Order a stay of the Elections Board's decision as announced on March 26, 2020 upon appropriate terms for good cause shown; and
10. Grant such other relief to provide justice, including awarding attorney's fees and costs to Major Owens, and allow Major Owens to be a candidate for sheriff.

Respectfully submitted, this 2<sup>nd</sup> day of April, 2020.



Jeremy T. Berry  
Georgia Bar No. 055455  
(signed by Cindi L. Yeager  
with express permission)

CHILIVIS, GRUBMAN, DALBEY  
& WARNER LLP  
3127 Maple Drive, NE  
Atlanta, GA 30305  
Telephone: (404) 233-4271  
Facsimile: (404) 261-2842  
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Christopher P. Twyman  
Georgia Bar No. 720660  
West Evans  
Georgia Bar No. 131714  
(signed by Cindi L. Yeager  
with express permission)

COX, BYINGTON,  
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Rome, Georgia 30161  
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CINDI L. YEAGER  
Georgia Bar No. 701550

YEAGER LAW FIRM  
247 Washington Avenue  
Marietta, GA 30060  
Telephone: (770) 423-2242  
Facsimile: (770) 423-2446  
yeagerlaw275@gmail.com

Exhibit "A"

To: The Chairman and Secretary of the County Executive Committee of the DEMOCRATIC Party of COSS COUNTY County/Municipality State of Georgia

RECEIVED  
MAR 05 2020  
BY: JIB 1:10pm

DECLARATION OF CANDIDACY AND AFFIDAVIT (COUNTY/MUNICIPALITY)

I, the undersigned, being first duly sworn on oath, do depose and say: my name is CRAIG D. OWEN S

my residence address is 1153 ABRAHAM COURT (Street Number) (Street)

MABLETON (City) COSS (County) GA (State) 30126 (Zip Code)

my post office address is \_\_\_\_\_

my telephone number is 770-488-4453 (Business) 770 944-7717 (Home)

my profession, business, occupation (if any) is POLICE OFFICER

the name of my precinct is MAOI; I am an elector of the county of my residence and eligible to vote in the primary election in which I am a candidate for nomination; the name of the office

I am seeking is COSS COUNTY SHERIFF; my date of birth is 01-04-65

as of the general election for this office, I will have been a legal resident of the State of Georgia for 30 consecutive years; a legal resident of COSS county for 30 consecutive years; a legal resident of my district (if applicable) for \_\_\_\_\_ consecutive years. and a legal resident of my circuit (if applicable) for \_\_\_\_\_ consecutive

years; I am a citizen of the United States; I am eligible to hold such office; I am a candidate for nomination in the COSS COUNTY SHERIFF RACE to be held on the 19 day of MAY 2020; (Primary)

I have never been convicted and sentenced in any court of competent jurisdiction for fraudulent violation of primary or election laws, malfeasance in office, or felony involving moral turpitude or conviction of domestic violence under the laws of this State, any other State, or of the United States, or, if so convicted that my civil rights have been restored; and at least ten years have elapsed from the date of the completion of the sentence without a subsequent conviction of another felony involving moral turpitude; I am not a defaulter for any federal, state, county, municipal, or school system taxes required of such officeholder or candidate if such person has been finally adjudicated by a court of competent jurisdiction to owe those taxes, but such ineligibility may be removed at any time by full payment thereof, or by making payments to the tax authority pursuant to a payment plan, or under such other conditions as the General Assembly may provide by general law (pursuant to Ga. Const. Art. II, Sec. II, paragraph III); I will not knowingly violate any provisions of the Georgia Election Code (O.C.G.A. § 21-2) or of the rules or regulations adopted thereunder; I will not knowingly violate the rules or regulations of the DEMOCRATIC party.

I understand that any false statement knowingly made by me in this Declaration of Candidacy and Affidavit will subject me to criminal penalties as provided by law and I hereby request you to cause my name to be placed on the ballots to be used in such primary election as a candidate for the nomination I am seeking.

[Signature]  
(Signature of Candidate)

Sworn to and subscribed before this 15<sup>th</sup> day of March, 2020

J. Bettadapur  
(Notary Public)

My Commission Expires: 5/5/2023

(Required by Ga. Election Code O.C.G.A. § 21.2.153.)

I desire that my name appear on the ballot as follows (the surname of the candidate shall be as it appears on the candidate's voter registration card):

CRAIG D. OWEN S  
(Please Print)

Should I be elected, I desire that my name appear on official documents as follows:

CRAIG A. OWEN S  
(Please Print)

(over)



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I.  I hereby tender check/cash in the amount of \$ 3420.71

NAME OF BANK: \_\_\_\_\_

CHECK NUMBER: \_\_\_\_\_

In the event that a candidate pays his or her qualifying fee with a check that is subsequently returned for insufficient funds, the superintendent shall automatically find that such candidate has not met the qualifications for holding the office being sought, unless the bank, credit union, or other financial institution returning the check certifies in writing by an officer's or director's oath that the bank, credit union, or financial institution erred in returning the check as prescribed in O.C.G.A. §21-2-6(d).

I hereby file a Pauper's Affidavit, accompanied by a qualifying petition as prescribed in O.C.G.A. § 21-2-153 (a.1), in lieu of paying the qualifying fee.

**NOTE: CANDIDATES FOR THE FOLLOWING OFFICES MUST FILE AN ADDITIONAL AFFIDAVIT IN ACCORDANCE WITH THE LISTED CODE SECTION AND MAY HAVE OTHER REQUIREMENTS IN ORDER TO BE QUALIFIED TO SEEK OFFICE. CANDIDATES SHOULD REVIEW THE QUALIFICATIONS FOR WHICH THEY OFFER FOR ELECTION CAREFULLY.**

- |                            |                           |
|----------------------------|---------------------------|
| CLERK OF SUPERIOR COURT    | O.C.G.A. § 15-6-50(b)(2)  |
| JUDGE OF THE PROBATE COURT | O.C.G.A. § 15-9-2(a)(2)   |
| SHERIFF                    | O.C.G.A. § 15-16-1(c)(2)  |
| CORONER                    | O.C.G.A. § 45-16-1(b)(2)  |
| TAX RECEIVER               | O.C.G.A. § 48-5-210(b)(2) |
| TAX COLLECTOR              | O.C.G.A. § 48-5-210(b)(2) |
| TAX COMMISSIONER           | O.C.G.A. § 48-5-210(b)(2) |

**AFFIDAVIT FOR SHERIFF**

To be completed by candidates for Sheriff. This affidavit is to be sworn to or affirmed before the officer with whom such person has qualified to seek said office prior to or at the time of qualifying. Reference O.C.G.A.15-16-1.

I CRAIG A. OWENS have qualified to seek the office of Sheriff in COBB County, Georgia, on MARCH 4, 2020

I hereby affirm that I meet the following qualifications for said office: **ID# 2020-0041428-CV**  
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- (A) I am a citizen of the United States;
- (B) I am a resident of COBB County for at least two years immediately preceding the date of qualifying for election to the office;
- (C) I am a registered voter in COBB County;
- (D) I have attained the age of at least 25 years prior to the date of qualifying for this office;
- (E) I have obtained a high school diploma or its recognized equivalent in educational training as established by the Georgia Peace Officers Standards and Training Council; and
- (F) I have not been convicted of a felony offense or any offense involving moral turpitude contrary to the laws of this state, any other state, or the United States; provided, however, that a plea of nolo contendere to a felony offense or any offense involving moral turpitude contrary to the laws of this state shall have the same effect as a plea of guilty, thereby disqualifying such a person from holding the office of Sheriff;
- (G) I have been fingerprinted and a search made of local, state, and national fingerprint files to disclose any criminal record, which fingerprints were taken under the direction of the Judge of the Probate Court and taken on or before, but no later than, the close of business on the third business day following the close of qualification for election to the office of Sheriff;
- (H) Listed is a complete written history of my places of residence for a period of six years immediately preceding my qualification date, giving the house number or RFD number, street, city, county, and state;
- (I) Listed is a complete written history of my places of employment for a period of six years immediately preceding my qualification date, giving the period of time employed and the name and address of my employer;
- (J) I am a registered peace officer as provided in Code Section 35-8-10 or a certified peace officer as defined in Chapter 8 of Title 35. I understand that if I am not a registered or certified peace officer at the time I assume the office of Sheriff that I shall be required to complete satisfactorily the requirements for certification as a peace officer as provided in Chapter 8 of Title 35 within six months after I take office; provided, however, that an extension of the time to complete such requirements may be granted by the Georgia Peace Officer Standards and Training Council upon the presentation of evidence that I was unable to complete the basic training course and certification requirements due to illness, injury, military service, or other reasons deemed sufficient by such council. I understand The Georgia Peace Officer Standards and Training Council shall make every effort to ensure that space is available for newly elected Sheriffs who are not certified or registered peace officers to attend the course as soon as possible after such persons take office and that such council shall notify the appropriate Judge of the Probate Court whenever a newly elected Sheriff who is not certified fails to become certified as a peace officer pursuant to these requirements.

I shall file an affidavit with the election superintendent of the county by the close of business on the third business day following the close of the qualification period stating:

- A) I have obtained a high school diploma or its recognized equivalent in educational training as established by the Georgia Peace Officers Standards and Training Council; and
- B) The graduation date and name of such high school or obtained such recognized equivalent in education training.

In addition, I shall file a certified copy of my birth certificate with the election superintendent of the county.

NOTE: Each person offering to run for the office of Sheriff and who is otherwise qualified shall be allowed, six months prior to qualifying at his or her own expense, to attend the basic mandate course for peace officers. The Georgia Peace Officer Standards and Training Council shall work to ensure that space is available for such individuals to attend the course.

EXEMPTION: The above required qualifications shown above in (D), (E), (F), (H), (I), and (J) shall be deemed to have been met by any person who is currently serving as a duly qualified and elected Sheriff of one of the several counties of this state.

This 4<sup>th</sup> day of MARCH, 2020.

Sworn to and subscribed before me this 04 day of March, 2020.  
[Signature]  
Notary Public



[Signature]  
Candidate for Sheriff

HISTORY OF RESIDENCY FOR PREVIOUS 6 YEARS

1153 ABRAM COURT, MABLETON, GA. 30126  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

HISTORY OF EMPLOYMENT FOR PREVIOUS 6 YEARS

COBB COUNTY POLICE DEPARTMENT  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Add additional pages for residency and employment if necessary

# West Fulton High School

Upon recommendation of the Faculty

Be it known that

Craig Daniel Owens

having completed a course of study prescribed  
for this high school is entitled to receive this

## Diploma

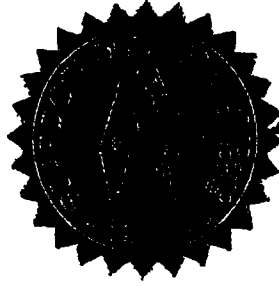
By order of the Board of Education of the  
City of Atlanta, Georgia

June 8, 1984.

*Richard E. Layner*  
President of Board of Education



*Wenz W. Chini*  
Superintendent of Public Schools



*Carl H. Harris*  
Principal of the High School



# Saint Leo University

Saint Leo Florida



A Catholic University in the Benedictine tradition  
in accordance with the recommendation of the President and Faculty  
the Board of Trustees of Saint Leo University has conferred upon

**Craig Daniel Owens**  
the degree of  
**Bachelor of Arts**  
in  
**Criminal Justice**

with all the rights, honors and privileges as well as the obligations  
and responsibilities thereto appertaining  
this first day of April, anno Domini, two thousand six.

*Frank M. Miller*  
Chairman of the Board

*Alan R. King*  
President

# Saint Leo University

Exhibit "D"

# Columbus State University

by authority of the  
Regents of the University System of Georgia  
on the recommendation of the Faculty of the University  
hereby confers upon


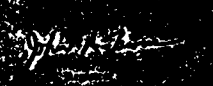
**Craig Daniel Owens**

the degree of

**Master of Public Administration**

with all rights, responsibilities, honors, and privileges therewith appertaining.  
In witness whereof, the Seal of the University  
and the signatures of duly authorized officers  
are affixed to this diploma.

Columbus, Georgia, this ninth day of May,  
two thousand eleven

  
\_\_\_\_\_  
  
\_\_\_\_\_

  
\_\_\_\_\_  
  
\_\_\_\_\_



COBB COUNTY BOARD OF ELECTIONS

STATE OF GEORGIA

IN RE: Craig T. Owens, Candidate

James Herndon, Challenger to Candidate

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The scheduled administrative hearing taken at Cobb County Civic Center, 548 S. Marietta Parkway, S.E., Marietta, Georgia. The hearing is being taken before Cindy Reardon, B-2191, Certified Court Reporter, commencing at 3:36 p.m. on March 26, 2020.

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Reardon Reporting

Certified Court Reporters

1000 Whitlock Avenue, Suite 320, PMB 335  
Marietta, Georgia 30064  
770.595.3951

1           deliberations, we have heard the sides of these  
2           issues, and I'd like to ask if a member has a  
3           motion to make.

4           MS. BAHL: I'll make a motion.

5           MR. DANIELL: All right. Please, speak up.

6           MS. BAHL: I make a motion that Mr. Owens be  
7           disqualified based on the fact that he did not  
8           submit the affidavit as required by whichever the  
9           code section is for qualification within the 72  
10          hours here.

11          MR. DANIELL: All right. Do we have a second?

12          MR. AIKEN: Second.

13          MR. DANIELL: All right. We have a second.  
14          Okay. All right. Any discussion? All right. All  
15          in favor, please, raise your hand. All right.  
16          Thank you. We thank everybody for being here and  
17          presenting your side to the case, and I know the  
18          outcome is not what some wished, but that is the  
19          choice that's been made.

20          MR. LITCHFIELD: And as you know, you have 10  
21          days to appeal.

22          MS. YEAGER: Yes, sir. Thank you.

23          MR. LITCHFIELD: So motion to adjourn?

24          MR. DANIELL: All right. Do we have a motion  
25          to adjourn?

