


Beverly Logan, Clerk
Clarke County, Georgia

IN THE SUPERIOR COURT OF ATHENS-CLARKE COUNTY
STATE OF GEORGIA

JARROD MILLER,

Applicant,

v.

DEBORAH GONZALEZ, in her official
capacity as District Attorney,

Respondent.

Case No. SU23CV0108

RESPONDENT DEBORAH GONZALEZ'S
CONFESSION TO JUDGMENT

NOW COMES Western Judicial Circuit District Attorney Deborah Gonzalez (the "District Attorney"), Respondent in this action, and respectfully confesses to judgment pursuant to O.C.G.A. § 9-12-18(a) as follows:

O.C.G.A. § 9-12-18(a) provides that "[e]ither party has a right to confess judgment without the consent of his adversary and to appeal from such confession without reserving the right to do so in cases where an appeal is allowed by law."

Accordingly, the District Attorney confesses to judgment being entered granting the relief sought in the First Amended Application for Writ of Mandamus that a writ of mandamus be issued "requiring [the District Attorney] to comply with her statutory duties under O.C.G.A. § 15-18-6."¹ Other than as expressly admitted in her Answer or First Amended Answer, the District Attorney does not admit any factual allegation or legal conclusion of the First Amended Application for Writ of Mandamus.

¹ First Amended Application for Writ of Mandamus, Prayer for Relief, sub-part (b).

Although not required by O.C.G.A. § 9-12-18(a), the District Attorney also expressly reserves her right to appeal from this Confession to Judgment as allowed by law and does not intend to waive, and does not waive, any objections, defenses, or grounds available to her in such appeal.

Respectfully submitted this 12th day of May 2023.

By: /s/ S. Derek Bauer
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*Attorneys for Respondent District
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CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing **RESPONDENT DEBORAH GONZALEZ'S CONFESSION TO JUDGMENT** using the PeachCourt e-service system, which will automatically serve all counsel of record. Counsel has consented to such electronic service under Uniform Superior Court Rule 36.16(e) by registering with the electronic filing system.

This 12th day of May 2023.

/s/ S. Derek Bauer
S. Derek Bauer
Georgia Bar No. 042537