

IN THE SUPERIOR COURT OF HALL COUNTY
STATE OF GEORGIA

IN RE: Application for Recall of Craig
Lutz, Hall County Commissioner, District
1, Filed August 18, 2011

CASE NO: 2011-CV-2182A

FILED
HALL CO., GA
2011 NOV 10 PM12:01
CHARLES RIVER, CLERK
SUPERIOR STATE COURT

Petition Chairperson: Kevin Kanieski

MOTION AND BRIEF FOR ATTORNEYS FEES

COMES NOW, HALL COUNTY COMMISSIONER CRAIG LUTZ (hereinafter "Lutz"), by and through the undersigned attorney, and files this Motion and shows the Court the following:

1.

On August 18, 2011 designated recall Chairperson Kevin Kanieski (hereinafter "Kanieski") and Bobby Hulsey ("Hulsey") filed with Hall County Election Superintendent, Interim Director, Charlotte Sosebee (hereinafter "Sosebee") the Application for Recall Number CL-001 (hereinafter "Application") (a true and correct copy of the Application was attached to the Petition as Exhibit A and is incorporated herein by this reference as Exhibit A by this reference). Exhibit A; *See also*, Exhibit E, Ken Stanford, *Recall Application against Lutz Verified*, AccessNorthGA.com, August 18, 2011; Exhibit G, Affidavit of Lutz to Motion and Brief for Attorney's Fees. On August 23, 2011, Lutz timely filed his "PETITION TO DETERMINE SUFFICIENCY OF APPLICATION FOR RECALL PETITION" which alleged numerous defects in the procedure and violations of the Recall

Act of 1989.¹ Kanieski was personally served with a copy of the Petition and Summons, however he filed no response with the Court. The Court scheduled a status conference on September 23, 2011, however Kanieski did not appear. The Court issued a written order setting a final hearing on October 7, 2011, and the Court had a Deputy Sheriff serve a copy of the order upon the parties. Kanieski appeared at the hearing, yet he failed to present any evidence supporting the Application. Because absolutely no evidence was presented in support of the Application, the Court properly granted Lutz's Petition, finding that the Application was unsubstantiated and dismissing the Application. The Court gave Lutz until November 10, 2011 to file a brief for attorney's fees.

2.

The Court should grant Lutz reasonable attorneys fees and expenses of litigation in the amount of \$12,587.96 that includes \$12,100.00 in attorney's fees representing 60.5 hours of work at \$200 per hour, and \$487.96 in expenses of litigation (including the filing fee, service of process, printing, and postage). Exhibit H, Detailed Billing Statement of the Undersigned. Lutz has timely filed this motion for attorney's fees.² Georgia law permits the Court to assess reasonable and necessary attorney's fees and court costs upon a finding that that, *inter alia*, Kanieski brought or defended an action (or portion thereof) (1) that lacked substantial justification (e.g. was substantially frivolous, substantially groundless, or substantially vexatious); (2) that was interposed for delay or harassment; or (3) that was unnecessarily expanded by "improper conduct." O.C.G.A. § 9-15-14(b). This Court should consider all the actions of the recall committee by and through Kanieski to be an "action" under O.C.G.A. § 9-15-14(e), because Kanieski and the recall committee knew or should

¹ O.C.G.A. § 21-4-1, et. seq.

have known that filing the Application would necessitate Lutz hiring counsel to file the Petition to determine the sufficiency of the Application and that upon the filing of that action, Kanieski would have the obligation to provide proof of the allegations in court. Kanieski's ineffective attempt to withdraw the Application should not be considered in remediation of the grant of attorney's fees, because almost all of the fees were expended before he took that action and because Kanieski knew or should have known that once the Application was filed that it could not be withdrawn, and the amount of attorney's fees necessitated by Lutz's defense already reflect the reduction from the amount that would have been necessary to complete a contested probable cause hearing on the Application. Because Kanieski filed the Application for the purpose of harassment, and because the Application was without substantial justification, as presented *infra*, this Court should GRANT the motion for attorney's fees.

3.

Lutz was anticipating the Application prior to the time of its filing based upon public reports of a recall effort, and sought advice of counsel to defend against such a possibility. On January 26, 2011 Cliff McGlamry ("McGlamry") created a Facebook page entitled "Recall Craig Lutz." Exhibit B, "Recall Craig Lutz" Facebook Page. The page, that is accessible by all Facebook members, states: "Craig Lutz, County Commissioner for South Hall County, appears to have completely lost his mind and his grip on reality. This page is here to gage [sic] support for an active recall drive to remove him from office." Exhibit B. Robert Ivan Hulsey (aka Bobby Hulsey, hereinafter "Hulsey"), Mike Parker (hereinafter

² See O.C.G.A. § 9-15-14(e)(requiring filing of the motion within 45 days of the final resolution of the matter).

"Parker"), and Kevin "Bassman" (aka Kevin Kaneski³) are all listed as members who have access to the page. Exhibit B2, "Recall Craig Lutz > Members" Facebook page.

4.

On May 14, 2011 Hulsey, Parker and others held a recall organization meeting and Parker was quoted extensively in The Gainesville Times as the spokesman for the recall effort. Exhibit C, Carolyn Crist, *Group to Launch Recall Effort*, The Gainesville Times, May 13, 2011. "We're going to gather and see if there are enough people to pursue this," said Michael Parker, a Hall County Democrat who is acting as spokesman of the group." *Id.* Hulsey was also quoted as saying that "[t]here are a number of things we're going to bring out in the meeting that I'd rather not discuss yet." *Id.* Hulsey was the spokesman for the recall effort in a follow-up article on Accessnorthga.com. Exhibit D, Jerry Gunn, *Hall Countians Look at Recalling Lutz*, Accessnorthga.com, May 14, 2011. Neither Parker nor Hulsey have disavowed any of the public statements that they have made on behalf of the recall effort.

5.

Lutz engaged counsel on May 13, 2011 to represent him defend against the recall effort. After the Application was filed, Lutz needed further legal counsel to advise him. Because of the Application's facial irregularities, Lutz was left with no choice but to have legal counsel conduct an extensive, detailed review of the Application and the law surrounding a recall effort. After the detailed review of the Application revealed an extensive list of irregularities on the face of the Application, due diligence required that Lutz seek additional information from each alleged elector of the Application to exclude any suspicion of fraud. Postage expenses were incurred in mailing questionnaires to the alleged

³ See Exhibit B, June 7, 2011 at 11:22 P.M.

electors listed in the Application. Lutz should be reimbursed for those necessary and reasonable expenses.

6.

Kanieski and Hulsey filed the Application on August 18, 2011. Exhibit A; Exhibit E, Ken Stanford, Recall *Application against Lutz Verified*, Accessnorthga.com, August 18, 2011 (photograph of Kanieski and Hulsey with Sosebee at Hall County Elections Office). Exhibit G. Sosebee mistakenly notified Hulsey and not Kanieski of the initial verification of the Application. Exhibit E. Hulsey was quoted extensively on behalf of the recall effort in the report. *Id.* Neither Hulsey nor Kanieski have publically disavowed their statements or the actions they have taken with the recall effort.

7.

Lutz filed his Petition alleging numerous facial irregularities of the Application on August 23, 2011. Kanieski was served with the Petition, and a short time later on August 26, 2011, Parker posted on the group's Facebook page and McGlamry responded:

MIKE PARKER: Just a nasty, dirty idea. Withdraw the petition! Lutz has hired an attorney and made his threats. Withdraw the petition. Wait a few days and start over again.

CLIFF McGlamry: Mike, not a bad idea. Not sure if it would be allowed but certainly something that could be tried.

MIKE PARKER: I don't know if it can [be] done. It would be dirty and nasty.

CLIFF McGlamry: One thing I'll point out is that when I started all this, I never expected it to be easy. I applaud Mr. Hulsey for stepping in and providing some leadership. But we might need to consider pulling back, reorganizing a little (and we certainly learned a bit about how Mr. Lutz is going to respond), and go at it again. I do not think there is [sic] any limits to the number of times we can take a run at it either. And the responses he made to requesting the judge to criminally prosecute, and the actions of his wife, speak volumes about who and what he is. I think it's likely we may need to take a second run at this, and at the same time we are going to need to start digging into every dark corner of the Lutz's lives. Since they want to play nasty, we can do that too. We can make

the entire process expensive and painful for them personally and he can either go through it all and then be thrown out, or he can resign. I don't care which. I just want him gone. MY PERSONAL OPINION HERE: I think he is dishonest to the point of being a criminal and has no place in public office.

MIKE PARKER: I will try to get an opinion on withdrawal. I can get a [sic] 100 signatures in a day if we start over. There's more support than ever.

...

CLIFF McGlamry: I agree. But lets see where we are first. Since Mr. Hulsey submitted the original petition, he would have to be the one to pull it (if it can be pulled). Do you have a way to contact him?

MIKE PARKER: I got the first petition out. Didn't submit it. Hulsey has never taken one out. You must live in the district to request one.

...

Exhibit B @ August 26, 2011 12:49 PM (emphasis added). Neither Parker nor McGlamry have disavowed any statement made on behalf of the recall effort.

8.

August 31, 2001, shortly after service of the Petition upon Kanieski, Kanieski made an unsuccessful attempt to withdraw the Application with Sosebee. Kanieski filed an affidavit with Sosebee, the original of which has now been filed with this Court. In the affidavit, Kanieski sought to withdraw the Application "without prejudice." Kanieski told reporters that he had worked with "legal counsel" and that the withdrawal of the Application was "only to prepare a new and stronger case for the court." Exhibit F, Ashley Fielding, *Petition to Recall Lutz Withdrawn*, The Gainesville Times, August 31, 2011.

9.

Kanieski's attempted withdrawal of the Application with Sosebee and not with the Court necessitated additional research into whether the withdrawal was permitted under the Recall Act of 1989.

10.

The recall effort was not based in good faith. The leadership of the recall effort knew that the recall effort would fail from the beginning. They knew or should have known that Lutz would have to hire counsel to defend against the recall. Kanieski was a leader and willing participant in the recall effort as he signed his name at least 34 separate times on the Application. Exhibit A.

Parker admitted the true nature of the recall effort. Shortly after the recall organization meeting, Parker called Lutz. In a return phone call, Parker admitted to Lutz that the recall effort was "harassment." Exhibit G, Affidavit of Craig Lutz.

11.

Because the recall process is an unusual process that is unlike any other civil action, Lutz had to hire counsel with specific skills in that area. The time expended was reasonable and necessary to achieve the result with legal research needed.

12.

Although not the Chairman, the actions and statements of Parker, Hulsey and McGlamry should be attributed to Kanieski and the recall effort in determining whether the Court should order attorneys fees because they have made their association with the recall effort and Kanieski public. Kanieski has had ample opportunity to publically disavow the statements of Parker, Hulsey and McGlamry, but he has not. After service of the Petition Kanieski made no response. When filing his affidavit and making an official statement, he did not disavow the public statements of others associated with the recall effort. To the contrary, he made assertions similar to the ones made by Parker and McGlamry. At the first hearing, Kanieski did not appear. At the second hearing, Kanieski failed to make any

statement or put on any evidence. Other public statements show that Kanieski, Parker, Hulsey, and McGlamry were working on concert together to achieve a common goal—harassing Lutz

McGlamry added Kanieski to the Facebook page on January 26, 2011. Exhibit B, January 26, 2011. On January 26, 2011, Kanieski posted “cant happen soon enough ! [sic]” *Id.* Starting on January 27, 2011, Parker, Kanieski and McGlamry were engaged in a public Facebook exchange regarding the organization of the recall effort. Exhibit B, January 26, 2011 12:46 P.M. through January 28, 2011 8:21 A.M. This exchange clearly marked each as a leader of this effort, and that they were working in concert together. On March 1, 2001, Kanieski posted “so... are we still in this fight ? if so ?whats next? [sic]” Exhibit B, March 1, 2011 (emphasis added).

On May 6, 2011, Parker announced via the Facebook page the initial recall organizational meeting at Curt’s Cafeteria in Oakwood. Exhibit B @ May 6, 2011 12:44 PM and 1:51 PM. On May 14, 2011, Parker posted: “Details of the meeting were posted on the Gainesville Times under today’s story about the recall effort. Attendance was higher than expected with people arriving after 10 am. There is a core group of supporters. They are dedicated. We will formalize a committee. The committee will move things along. Please contact me online through Facebook.” Exhibit B @ May 14, 2011 11:34 AM. (emphasis added).

On May 20, 2011, Parker posted via Facebook: “Okay. We have a committee sized group. The next meeting needs to be set up. It is not going to be public like the last meeting. It’s an executive session. Please contact me.” Exhibit B @ May 20, 2011 1:03 PM (emphasis added). Kanieski responded to this post as follows: “I will help ,what do we

need ? Kevin[.]” Exhibit B @ May 21, 2011 12:29 AM (emphasis added). Parker posted on June 6, 2011: “Who’s ready for a meeting?” Exhibit B @ June 6, 2011 7:06 PM. Kanieski replied, “I am ...when & where? Kevin [bassman] Kanieski[.]” Exhibit B @ June 7, 2011 11:22 PM.

Parker and Hulsey were the only organizer / spokesmen in the initial press reports of the recall effort in May 2011. Exhibit C. Parker was described as the acting “spokesman” for the group. *Id.* Hulsey was the only spokesman in the AccessNorthGA.com story about the May 14, 2011 organizational meeting. Exhibit D. In fact, the photograph of Hulsey in Exhibit D places him at Curt’s Cafeteria in Oakwood, Georgia where the organization meeting was held. *Id;* Exhibit G. Hulsey was pictured presenting the Application along side Kanieski at the Election’s Office. Exhibit E; Exhibit G. In the August 18, 2011 story, the reporter and Sosebee both mistakenly identified Hulsey is the leader of the recall committee. *Id.* Not only the reporter and Sosebee, but McGlamry also identifies Hulsey’s leadership on Facebook by saying, “I applaud Mr. Hulsey for stepping in and providing some leadership.” Exhibit B @ August 26, 2011.

On August 14, 2011 Parker posted on the Facebook page: “I only have 11 signatures.”⁴ Exhibit B @ August 14, 2011 8:47 PM. Kanieski responded: “11 is great !” Exhibit B @ August 14, 2011 10:40 PM.

From the public exchanges on Facebook and in the press, it is more probable than not that Kanieski, Hulsey, Parker, and McGlamry have been working in concert together on the recall effort against Lutz. Because they are working in concert together, and because they have publically announced a desire to make the recall effort “expensive and painful”

⁴ Parker was not listed in the Application as a circulator. Exhibit A.

for Lutz, it is only just that a failure of their application for recall should have a reciprocal effect.

It would be unjust for Parker, Hulsey and McGlamry to hide behind Kanieski as the Chairman. Likewise it would be unjust for Kanieski to disavow the public statements of Parker, Hulsey, and McGlamry before this Court—especially when those statements mirror his own.

13.

Lutz is well aware that the Court is reticent to issue an order that would have a cooling effect of the exercise of a legitimate constitutional or statutory right. However, this recall effort was never truly legitimate. Had this Court been forced to review the substance of the Application, even a cursory review would show was legally insufficient on its face because it failed to state grounds with reasonable particularity. *See Hamlett v. Hubbard*, 262 Ga. 279 (1992).

Kanieski and the other organizers should not be rewarded for abusing the recall system and wasting scarce private and public resources simply because their favored candidate lost the election. The Recall Act of 1989 was designed as a failsafe to oust criminally corrupt officials who refuse to resign even after their criminal actions have come to light. Such is clearly not the case here. The legitimate process for resolving the political disagreement at bar is for Kanieski (or another member of the disaffected group) to qualify during the next election cycle and run for office. A just award of attorney's fees to Lutz in this case would have no cooling effect on the exercise of citizens acting in good faith to remove a criminally corrupt elected official, but would dissuade political opponents who are acting in bad faith to harass their victorious opponents. Says McGlamry, "We can make the

entire process expensive and painful for them personally and he can either go through it all and then be thrown out, or he can resign. I don't care which." Exhibit B @ August 26, 2011. If this Court does not order Kanieski to pay attorney's fees for this meritless recall attempt, then there will be no restriction against him (or another straw man) following through with Parker's threats to [w]ait a few days and start over again." *Id.*

WHEREFORE, Lutz requests that this Honorable Court review this Motion and GRANT the motion for attorney's fees and court costs against Kanieski.

This 10 day of November, 2011.


E. PAUL STANLEY
Georgia Bar Number 675080
Attorney for Craig Lutz

IN THE SUPERIOR COURT OF HALL COUNTY
STATE OF GEORGIA

IN RE: Application for Recall of Craig
Lutz, Hall County Commissioner, District
1, Filed August 18, 2011

CASE NO: 2011 - CV - 21824

Petition Chairperson: Kevin Kanieski

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this date I have served a true and correct copy of the foregoing MOTION AND BRIEF FOR ATTORNEY'S FEES by U.S. Mail upon the following:
The Honorable Tom Davis and Kevin Kanieski at 5572 Old Winder Highway, Braselton,
GA 30517.

This 10th day of November, 2011.


E. PAUL STANLEY
Georgia Bar Number 675080
Attorney for Craig Lutz



Recall Craig Lutz

Open Group

29 Members 2 Photos Docs

[Ask to Join Group](#)



Richard Osborne
so whats going on with this?
October 10 at 8:08pm



Terra Harris was added by Cliff McGlamry.
September 1 at 12:55pm



Andi Senter Chisholm
Bad officials are elected by good citizens who do not vote.
September 1 at 10:41am near Atlanta, GA

2 people like this.



Tim Thrasher
I really want to help on this next recall effort. Keep us informed of what we can do to help. I think this is something that really needs to be done.
September 1 at 9:21am

 Mike Parker Let's talk about getting together. I think it has to be done.
September 1 at 10:30am



Andi Senter Chisholm
 Gwinnett Judge to review Lutz recall
www.gainesvilletimes.com
A Judge from Gwinnett County has been chosen to review the merits of an application to recall Hall County Commissioner Craig Lutz.

Share - August 31 at 7:46am

Mike Parker likes this.



Pat Lahr
We must all be on the same mailing list.
August 31 at 7:20am near Atlanta, GA

2 people like this.



Mike Parker
I got some highly irregular junk mail today. The envelope was addressed to me but the contents were for someone with another name. It was mailed from Atlanta but had a return address in Gainesville. There was a signature on the letter. But, it wasn't made by a human being! Might have been an alien with a mechanical device. Might even been a forgery. All highly irregular for junk mail. I signed it Craig Lutz and sent it back postage due.
August 30 at 8:23pm

Andi Senter Chisholm likes this.



Andi Senter Chisholm
Wow at the junk mail I receive.
August 30 at 2:23pm near Atlanta, GA



Mike Parker
Just a nasty, dirty idea. Withdraw the petition! Lutz has hired an attorney and made his threats. Withdraw the petition. Wait a few days and start over again. Get 300 signatures. Make it clear that the group is from south Hall and not political tools of Bobby Hulsey.
August 26 at 12:49pm

Cliff McGlamry Mike, Not a bad idea. Not sure if it would be allowed.

Members (29)

See All



Craig Lutz, County Commissioner for South Hall County, appears to have completely lost his mind and his grip on reality. This page is here to gage support for an active recall drive to remove him from office.

B

Not certainly something that could be tried.
August 26 at 12:56pm

Mike Parker I don't know if it can be done. It would be dirty and nasty.
August 26 at 12:57pm

Cliff McGlamry One thing I'll point out is that when I started all this, I never expected it to be easy. I applaud Mr. Hulsey for stepping in and providing some leadership. But we might need to consider pulling back, reorganizing a little (and we certainly learned a bit about how Mr. Lutz is going to respond), and go at it again. I do not think there is any limits to the number of times we can take a run at it either. And the responses he made to requesting the judge to criminally prosecute, and the actions of his wife, speak volumes about who and what he is. I think it's likely we may need to take a second run at this, and at the same time we are going to need to start digging into every dark corner of the Lutz's lives. Since they want to play nasty, we can do that too. We can make the entire process expensive and painful for them personally and he can either go through it all and then be thrown out, or he can resign. I don't care which. I just want him gone. MY PERSONAL OPINION HERE: I think he is dishonest to the point of being a criminal and has no place in public office.

August 26 at 1:00pm - 1

Mike Parker I will try to get an opinion on withdrawal. I can get a 100 signatures in a day if we start over. There's more support than ever.

August 26 at 3:16pm via mobile

Mike Parker I am serious about paying people to take the petitions door to door. About \$10 bucks an hour and 80 signatures per person per day.

August 26 at 3:19pm via mobile

Mike Parker Just ten people would get it done. I'd get 15,000 signatures to be on the safe side.

August 26 at 5:12pm

Cliff McGlamry I agree. But lets see where we are first. Since Mr. Hulsey submitted the original petition, he would have to be the one to pull it (if it can be pulled). Do you have a way to contact him?

August 26 at 6:10pm

Mike Parker I got the first petition out. Didn't submit it. Hulsey has never taken one out. You must live in the district to request one.

August 26 at 6:33pm

Cliff McGlamry Who submitted it? And did you get all the petitions out, or did other folks get them too? Not sure how the process works.

August 26 at 6:57pm

Mike Parker The person taking it out at the office must be the chairman of the recall committee. They must turn it in. Anyone can be a collector. Not too sure that I remember it all. Batteries not included but instructions are only written in English.

August 27 at 10:40am

Mike Parker
I see people asking can we sign the petition. If you would like to sign as a symbol of support to the group, I still have petition forms. I know some professionals who would work to get the next 10,000 signatures. It's perfectly legal to hire canvas crews. We need 300 signatures per day. Very doable. It will cost about \$1 per signature or roughly \$10,000. I'm in for the first grand.

August 25 at 10:50am

Mike Parker I might go for the \$10,000 if someone knocks on my door.

August 25 at 11:54am - 1

Mike Parker
I only have 11 signatures.

August 14 at 8:47pm

Kevin Bassman 11 is great!
August 14 at 10:40pm via email

Mike Parker I should have gotten more. I let the weather stop me.

 at 10:52am

 Mike Parker I have 311 now.
August 23 at 2:41pm

 Mike Parker Is there a deadline to turn them in?
August 23 at 2:41pm

 Mike Parker
Is the petition drive this weekend?
August 4 at 12:28pm

 Mike Parker
I will be out of town this weekend. Next weekend I will work all weekend long
to get signatures. I have an idea on how to get quite a few. Please message
me.
July 19 at 11:19am

 Kim McKesson Schmitt
where do I sign?
July 14 at 7:15am

 Mike Parker We're starting over next week. Too many bad
signatures.
July 14 at 9:17am

 Richard Osborne
My wife and I signed yesterday!
July 13 at 10:07pm

 Mike Parker
Who's ready for a meeting?
June 6 at 7:06pm

 Kevin Bassman I am ...when & where?
Kevin [bassman] Kanieski
June 7 at 11:22pm via email

 Mike Parker How about we start collecting signatures to
recall Bell at the next three budget meetings?
June 20 at 6:17pm

 Cliff McGlamry Mike, that probably wouldn't be allowed.
Although passing flyers to notify folks that you're setting up
to do so and collecting contact information might be okay
provided it's not during the meeting. We need to do this right
and not give him any ammunition to use against us.

My original thoughts on the way to do this successfully would
be to figure out the number of signatures required, double it,
and try to line up that many folks to sign BEFORE even
registering the recall. Once it's registered, we could have a
signature party meeting already scheduled.

My apologies for going dark after getting this started. Got
sidelined by some personal issues here, but I'm back now.
June 21 at 12:47am

 Mike Parker You are right. Who can make the Commission
meeting tonight? Call me 678-769-0148!
June 21 at 9:01am

 Robert Ivan Hulsey and Shana Bennett were added by Cliff McGlamry.

June 6 at 9:53pm

 Mike Parker
Okay. We have a committee sized group. The next meeting needs to be set
up. It is not going to be public like the last meeting. It's an executive session.
Please contact me.
May 20 at 1:03pm

 Kevin Bassman I will help ,what do we need ?
Kevin

May 21 at 12:29am via email



Arthur J. Leach and ShovelheadKevin MichaelsSr were added by Cliff McGlamry.



May 20 at 7:42pm



ShovelheadKevin MichaelsSr If Andi is here, I KNOW I'm in the right place! ;-)

Thanks for the membership. Now let's get South Hall represented as we should be!

May 20 at 7:50pm · 1



Mike Parker
Will do, Jeff. That will be July!
May 20 at 5:34pm



Jeff Butler
Let me know when you need signatures
May 20 at 1:56pm



Mike Parker
Details of the meeting were posted on the Gainesville Times under today's story about the recall effort.
Attendance was higher than expected with people arriving after 10 am.
There is a core group of supporters. They are dedicated. We will formalize a committee. The committee will move things along.
Please contact me online through Facebook.

May 14 at 11:34am



Mike Parker
Location for recall meeting on Saturday May 14th at 9:30 am

- 1 Curts Restaurant in Oakwood, Georgia
curtsoakwood.com
- 1 Curt

Share - May 6 at 1:51pm



Mike Parker
This is Mike Parker. I am announcing to the group and to the public a Recall Committee Meeting on Saturday, May 14th. The meeting will begin at 9:30 am. Various housekeeping items will be discussed including organization. As a courtesy, I will try to get public announcement via the Times and other news outlets.

May 6 at 12:44pm



Cliff McGlamry Location?
May 6 at 1:01pm



Mike Parker Curts in Oakwood
May 6 at 1:37pm



Mike Parker 3440 Branch Drive , Oakwood, GA 30566
May 6 at 1:50pm



Kevin Bassman
I can get 10 non members to sign the petition ,I don't see why we can't each get 10 [that's not a big task] . that would bring us to 250 ! People are still ticked at the crap these 3 nuckleheads pulled. yet ,the nuckleheads are counting on us forgetting . Lets throw Lutz out !

March 2 at 8:40pm

Tim Thrasher likes this.



Jo West Buffington I'm not in Lutz district.....In Gibbs. Will be glad to get the signatures for our district if we're going after all of the commissioners.

March 2 at 10:51pm



Mike Parker Are we going to stage a media event? Erect a tombstone for the three soon to be departed?

March 3 at 7:45am



Mike Parker

There's supposed to be another group working. I don't know if that is true. I will get access to a voter's list. One way or another. We don't want this to die down.

March 2 at 9:34am



Cliff McGlamry

There are 25 of us in this group at present. While I'd still like to see Lutz removed, the fact that he hasn't continued doing things that anger people is going to cause a drag on any effort to remove him. Not sure what the magic number will be but we're going to need a much larger group of folks with verifiable addresses that are registered voters to get this through.

We'll have to get a petition drive together, and I'm not certain what the specifics are of what is required to do this. Does anyone work down near the Hall County Courthouse? Or would someone be willing to make some phone calls to whoever it is that handles elections in Hall County and then post their findings back to the group?

March 1 at 10:39pm



Kevin Bassman

so... are we still in this fight ? If so ,whats next?

March 1 at 8:22pm



Mike Parker

I missed the last Commission Meeting. The only good thing about that? I didn't have to shake hands to be polite.

March 1 at 5:08pm



Richard Osborne

I have a question about his bankruptcy. If he is out of work, where is he getting the almost \$5000 a month salary that he has listed for himself? How much does it pay to be a commissioner in Hall Co? I might just run next go around. LOL

February 10 at 7:45pm



Kevin Bassman get in line :)

February 10 at 7:47pm



Richard Osborne LOL. Can I take a number?

February 10 at 7:50pm



Mike Parker This a lottery? I want two ticket then

February 11 at 12:42am



Mike Parker I don't think the income is right. I wonder if that is the total monthly income for the couple. The Times said he is still jobless.

February 11 at 12:47am



Pat Lahr This is what I was able to find out if it helps. He filed on 1/20/11 so he was using his salary from AT&T. Now my question becomes - with that kind of income how did he get himself into this position. He's making about \$24K as county commissioner which sure isn't enough for his lifestyle.

The "current monthly income" received by the debtor is a defined term in the Bankruptcy Code and means the average monthly income received over the six calendar months before commencement of the bankruptcy case, including regular contributions to household expenses from nondebtors and including income from the debtor's spouse if the petition is a joint petition, but not including social security income or certain payments made because the debtor is the victim of certain crimes. 11 U.S.C. § 101(10A)

February 11 at 5:59am via email



Mike Parker DAng! That's complex.

February 11 at 7:52am



Richard Osborne Ok, Pat I guess that makes sense. Not familiar ith bankruptcy, never had to do it.

February 11 at 11:30pm



Richard Osborne

whos going to the commission meeting tonight

February 10 at 4:50pm

Mike Parker I'll be there, hoping to get a front row seat. I heard that Ms. B will be there, too. People seem upset about Lutz's comment on

 Uptcy and why he left his job. The word I heard? He's a bald faced
man. I don't know any details. But I don't believe his reasons for leaving a
good job in this economy.

February 10 at 5:16pm

 Richard Osborne It was short and sweet. This was only my
second. I went two weeks ago for the first time. Reading
about all the goings on in the Times on line and all the
comments being posted, I thought I would start checking
things out. I am in his district. I agree about the job.
February 10 at 7:35pm



Richard Osborne and 2 other members were added by Cliff McGlamry.



January 28 at 4:50pm



Cliff McGlamry

We need at least 100 verifiable signatures on a petition to start with. Please
reach out to your friends and neighbors. Have them join this group so that
we can coordinate our actions.

January 28 at 3:02pm

Kevin Bassman likes this.



Cliff McGlamry changed the group profile picture.

January 28 at 2:21pm



Cliff McGlamry



January 28 at 2:20pm



Perry Chad Cobb

Here is something I made. Use it if you like.



January 28 at 8:47am

Mike Parker likes this.



Mike Parker Oh that makes him look like he's sneering! Got
anything with a mullah or bin Laden dress code?

January 28 at 11:37am

 Mike Parker

We need to use the next 180 days very wisely.

January 27 at 12:46pm

 Cliff McGlamry Please post any recommendations. I'm certainly not experienced with this. I just want these guys gone!

January 27 at 2:39pm

 Kevin Bassman 180 from date sworn in ,we must be down to 170 or less by now

January 27 at 10:25pm

 Cliff McGlamry You can only recall a politician in the first 180 days? I've never heard that rule.

January 27 at 10:37pm

 Kevin Bassman no ,but why wait ?

January 27 at 10:54pm

 Kevin Bassman I think we can be ready on the 180th day !

January 27 at 10:58pm

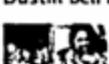
 Kevin Bassman why not stop this guy before he does too much damage ?

January 27 at 11:05pm

 Mike Parker Going by the Elections Board, we must wait 180 days to start collecting signatures. RIGHT NOW, we need to build a network of people who will sign ! We need a list of all registered voters. We need contact them, inform them, and motivate them. We'll need a small amount of money for signs.

January 28 at 8:21am - 1

 Dustin Bell and 2 other members were added by Cliff McGlamry.



January 27 at 2:39pm

 Amanda Gilleland Elliott and 2 other members were added by Cliff McGlamry.



January 27 at 11:44am

 Glynis Dixon Eason was added by Cliff McGlamry.

January 27 at 12:24am

 Kevin Bassman
cant happen soon enough !

January 26 at 9:48pm

 Kevin Bassman was added by Cliff McGlamry.

January 26 at 6:23pm

 Cliff McGlamry

Thanks to all who have joined. Please encourage others to join. I'd really like to gauge public support for an active recall campaign here.

January 26 at 5:10pm



Mike Henderson and 3 other members were added by Cliff McGlamry.



January 26 at 11:09am



Cliff McGlamry

After reading for weeks in the paper about the behavior of our newly elected Hall County Commissioners, it has become apparent that Craig Lutz (along with the other 2 members of the gang of 3) have completely lost their minds and their grip on reality.

This page is built with the intent of attempting to mobilize support for a recall campaign to remove Mr. Lutz (at a minimum) as well as the other members of the gang of 3 from office before they do further harm to Hall County.

January 26 at 12:24am

3 people like this.



Cliff McGlamry changed the group description to "Craig Lutz, County Commissioner for South Hall County, appears to have completely lost his mind and his grip on reality. This page is here to gage support for an active recall drive to remove him from office."

January 26 at 12:22am

Kevin Bassman likes this.



Cliff McGlamry changed the group privacy setting to Open.

January 26 at 12:22am



Cliff McGlamry created the group.

January 26 at 12:20am

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Dean Smith
University of GeorgiaKim McKesson Schmitt
Atlanta, GeorgiaAmanda Gilleland Elliott
Gainesville, GeorgiaPerry Chad Cobb
Gainesville, GeorgiaMike Parker
North Georgia College & State University

Ryan Murray

Tim Thrasher
Owner at A One Tile and marble

Andi Senter Chisholm

Robert Ivan Hulsey
Gainesville, GeorgiaVeronica Ferbeyre Oliver
Flowery Branch, GeorgiaRobby Banks
Dispatch at CBT, Inc./CBT Transport LLC

Glynis Dixon Eason



Mike Henderson



Jay Oliver



ShovelheadKevin MichaelsSr



Shana Bennett

About Recall Craig Lutz

Craig Lutz, County Commissioner for South Hall County, appears to have completely lost his mind and his grip on reality. This page is here to gage support for an active recall drive to remove him from office.

Bz



Carla Henderson

+1 Add Friend



Tommy Byrd
North Ga College

+1 Add Friend



Kevin Bassman

+1 Add Friend



Cliff McGlamry

+1 Add Friend



Dustin Bell

+1 Add Friend



Arthur J. Leach

+1 Add Friend



Terra Harris
Gwinnett Technical College

+1 Add Friend



Barbie Hutson
Braselton, Georgia

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Pat Lahr

+1 Add Friend



Al Turnell
Baldwin High School

+1 Add Friend



Duane Mccollum
Manager at Crystal farms

+1 Add Friend



Richard Osborne
Duluth High School

+1 Add Friend



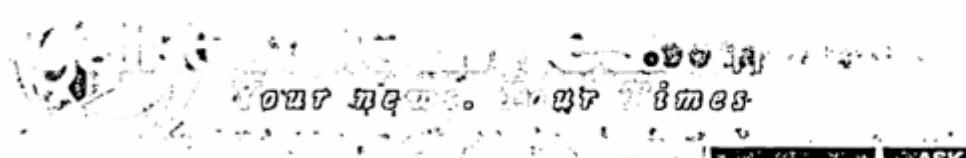
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Group to launch recall effort

Commissioner Lutz target of citizen group

By Carolyn Crist

ccrist@gainesvilletimes.com

POSTED: May 13, 2011 10:52 p.m.

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Recall meeting

What: Organizational meeting to recall Hall County Commissioner Craig Lutz

When: 9:30 a.m. today

Where: Curt's Cafeteria, 3440 Branch Road, Oakwood

A group of Hall County residents are starting their efforts to recall Hall County Commissioner Craig Lutz.

They're meeting this morning to decide how to collect signatures and overcome what several people have called an "uphill battle."

"We're going to gather and see if there are enough people to pursue this," said Michael Parker, a Hall County Democrat who is acting as spokesman of the group. "I think it's a long uphill battle and will take a tremendous amount of effort and maybe quite a bit of money. I don't know."

Several residents began calling for the process at the end of January. South Hall resident Cliff McGlamry created the "Recall Craig Lutz" Facebook group, which now has 27 members.

McGlamry was upset by Jan. 6 actions of Lutz and Commissioners Scott Gibbs and Ashley Bell and wanted to start by removing Lutz, his district commissioner.

McGlamry, who describes himself as a moderate who hasn't been involved in county government before, said he was disturbed by the removal of the county's administrator, assistant administrator, finance director and attorney, moves the three commissioners approved.

When he read that Lutz proposed reducing the powers of commission Chairman Tom Oliver, he decided he needed to do something.

"There's a lot of motivation from what happened in January. That's my motivation," Parker agreed.

"Someone who has worked hard and hasn't done anything wrong shouldn't be fired. They should be given some notice, and it should be done quietly and compassionately."

However, the recall process can't start until after an elected official's first 180 days in office, which for Lutz falls in July.

To apply for a recall, organizers must pick up an application from the Hall County Elections Office and gather 100 signatures within 15 days from registered voters in the district where the official was elected.

The elections office must verify the signatures in 30 days. At that point, the recall effort is certified

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as official and petitions must be circulated to gather a certain percent of voter signatures from within the district. In this case, signatures equaling 15 percent of the number of persons that voted in 2010 general election would be needed.

If those signatures are verified, the recall election is called.

In the meantime, the subject of the recall has the right to petition a Superior Court judge to determine whether legal grounds exist to recall him. A recall election can only be called if an elected official has committed acts of malfeasance or misconduct in office, has violated his oath of office or willfully misusing public funds.

"I know only a little about the process," Parker said. "To me, it sounds like practically running an election to get him unelected. That's why these first couple of meetings will discuss organization."

In March 2010, a group of residents attempted to recall Oliver. They collected the necessary signatures during the application process, but the elections office could only verify 98 signatures, ending the ability to proceed with the petition.

"I am encouraged that people are getting involved in local government. This is part of the democratic process," Lutz said Thursday. "I believe it's an uphill battle, but the fact that people are getting together and talking about what's going on doesn't bother me at all."

But Lutz is curious about the portion that requires a recall petition.

"At some point, they have to determine what to accuse me of as far as charges go, and frankly, I don't believe I have done anything wrong," he said.

"So for now, I think it's great that they're meeting and talking."

In various postings, Parker has called the meeting a nonpartisan event that will itemize the charges against Lutz. The group will select committee members and create an action plan. He encourages everyone to bring a copy of the Roberts Rules of Order.

"There are a number of things we're going to bring out in the meeting that I'd rather not discuss yet," said Bobby Hulsey, a member of Hall County's Tax Assessors Board. "We're not saying anything like he stole money or did anything at the status of a felony, but some things were wrong and he did violate some of the Georgia code."

A few residents who want to recall Bell may attend the meeting as well, Hulsey noted.

"They asked me if they could attend, and that's the only connection I've had with the Ashley Bell campaign," he said. "I'm glad they're interested, though, because Ashley was one of the key players in everything that went on."

However, Parker wants to keep discussion centered on Lutz for now.

"I want us to be focused on this tough job we have to recall one sitting commissioner," he said. "I would love to recall Ashley Bell, too, but he's not in my district."

Concerns about Bell stem less from the January actions and more from switching from the Democratic party to Republican, Parker said.

"Some years ago when I was not involved in the Democratic Party at all, Ashley Bell was someone who was trying to keep the party together and keep it stronger, which brought me into the local organization," he said. "Then he switched parties, and I don't see any good reason for him to have done that if he's still the same person with the same values he had when he shook hands with President (Barack) Obama."

Bell isn't worried about the recall process.

"I've gotten calls of support in my district, and this is not focusing on the people's business. It's a big waste of time," he said. "They need to move on and worry about serious issues, such as passing a budget without increasing the tax burden. It's not even on my radar to take it seriously."

As the process moves forward, Parker hopes to steer clear of name-calling.

"We're going to treat Mr. Lutz like he should be treated. He is an elected official and a public figure, and there is no reason to demean his person or involve any of the terrible things that people have been saying about him," Parker said. "We're going to keep it professional and come up with a very clear list of things that we're concerned about."

An earlier version of this story incorrectly stated the process leading to a recall election.

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Recall application against Lutz verified

By Ken Stanford Editor

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GAINESVILLE - The recall application, targeting Hall County Commissioner Craig Lutz, which was turned in Thursday morning, has been verified.

Interim Hall County Elections Director Charlotte Sosebee said Thursday afternoon that the required 100 names on the 229-name application form had been certified.

The petitioner, Bobby Hulsey, and Lutz have been notified in accordance with state law, according to Sosebee.

Sosebee says Hulsey and his committee will still have to get the signatures of at least 30 percent of the registered voters in Lutz's commission district (South Hall) at the time of his election last fall in order to force the recall election.

She said there are 31,505 voters in Commission District 1. A recall petition requires 30% of those signatures, which is 9,452.

Hulsey began the recall effort after Lutz and commissioners Ashley Bell and Scott Gibbs pushed through the firings of several top county officials Jan. 6 right after Lutz and Gibbs took office.

Hulsey charges that Lutz violated the state's Open Meetings Law.

"He called a special meeting of the Board of Commissioners without regard to the legal notice requirements," Hulsey said. "It was clear that he, along with two other commissioners, had

coordinated outside the public process and before the meeting the firing of the county's top officials, the hiring of new administrative officials and they actually presented contracts that were drawn up for those individuals without the knowledge of the full Board."

Hulsey said Gibbs and Bell are not named in the recall effort that his committee has launched because "(there was) not an interest in involving the other two."

Late Thursday afternoon Lutz commented on Thursday's developments, saying "The recall effort is part of our democratic process. It's good to see the people who signed the petition finally involved in the political process. I look forward to hearing their positive ideas as we work on the tough issues of the people's business."

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Elections supervisor Charlotte Sosebee receives recall petition



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Petition to recall Lutz withdrawn

Committee chairman says group is preparing for a 'new and stronger case'

By Ashley Fielding

afielding@gainesvilletimes.com

POSTED: August 21, 2011 11:30 am

A group looking to recall the election of Hall County Commissioner Craig Lutz has withdrawn its application.

Kevin Kanieski, chairman of the recall effort, signed an affidavit to withdraw the application at the Hall County Board of Elections Office shortly after government offices opened Wednesday morning, Interim Elections Director Charlotte Sosebee said.

Kanieski refused to answer any questions from The Times regarding his decision or in response to allegations by Lutz and his attorney that signatures may have been collected for the petition against procedure.

He would only read a prepared statement over the phone.

Kanieski, as the chairman of the recall committee, would have had to prove in court that "probable cause exists to show the grounds alleged" that Lutz violated Georgia's Open Meetings Law and illegally acted with two other commissioners to fire the county's top three administrators in January.

"In recent work with our legal counsel, we are even more convinced our position that (Lutz) violated the Open Meetings Law is correct," Kanieski said.

"Our withdrawal is only to prepare a new and stronger case for the court."

Bobby Hulsey, who has claimed to be the unofficial organizer of the Lutz recall effort, did not return a call seeking comment.

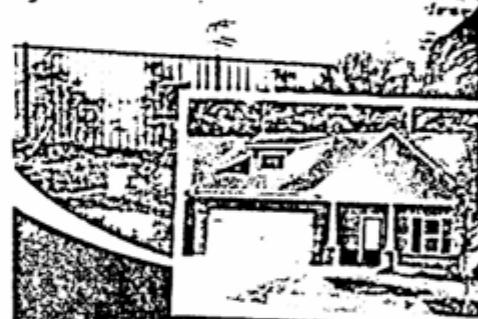
The group led by Hulsey and Kanieski presented a petition to the county interim elections director earlier this month, showing 229 signatures of people who said they wanted to have a chance to hold a recall election for the South Hall commissioner.

The group faced a court challenge from Lutz, who said through court documents that "irregularities" in the petition may render it void.

His attorney sent letters to each of the people named on the petition, asking each to state, under penalty of perjury, whether he or she signed the petition, the name of the person who circulated the petition and whether the signer was registered to vote in Lutz's district at the time he or she signed the petition.

In a phone interview Tuesday, Lutz's attorney Paul Stanley said the letters were an informal part of the discovery process. He planned to use the information to help determine that all the signatures on the petition were genuine.

Stanley said he had already found "some obvious discrepancies" in the application, though he declined to list them Tuesday.



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Wednesday, Stanley issued a written statement that he would continue to seek a ruling on the application's merit.

"Today's withdrawal of the application for recall is nothing more than an attempt to delay the inevitable failure of the recall effort," Stanley said in the statement.

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STATE OF GEORGIA**

**IN RE: Application for Recall of Craig
Lutz, Hall County Commissioner, District
1, Filed August 18, 2011**

CASE NO:

Petition Chairperson: Kevin Kanieski

AFFIDAVIT AND VERIFICATION

STATE OF GEORGIA

COUNTY OF HALL

COMES NOW Commissioner **CRAIG LUTZ** and under oath states the following:

1. I knew of an effort to recall me from my lawfully elected position on or before May 13, 2011, and because of the complicated nature of the proceedings, I was in need of legal advice and representation from May 13, 2011 onward. After the Application was filed, I needed the expertise of counsel to conduct a detailed review the law and the Application for irregularities. I further needed counsel to conduct an investigation into the Application, file the necessary legal papers, and appear in court to represent me. The Employment Agreement attached to this Affidavit is a true and correct copy of the agreement for legal representation that I made with my counsel. I have reviewed the interim billing statement from my counsel and find that the time expended on my case is correct. I further state that my counsel has provided effective assistance to me in the matter, has communicated with me in a timely and consistent manner, has explained the legal and

factual issues surrounding the case with me, and has outlined the legal strategy and has advised me on the risks associated with each step of the process.

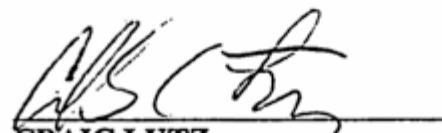
2. The photograph depicted in Exhibit D shows Bobby Hulsey seated at a table in Curt's Cafeteria in Oakwood, Georgia.

3. The individual depicted on the right in the photograph in Exhibit E is Bobby Hulsey.

4. Shortly after the recall organization meeting, Mike Parker called me at the Commissioner's Office and left a message. I returned his phone call. I have talked to Mike Parker on several occasions and recognize his voice and knew that I was talking to Mike Parker the Democratic advocate from Hall County who stated that he was part of the recall effort. During the phone call with Mike Parker, Mike admitted to me that the recall effort amounted to nothing more than "harassment" and that it would be almost impossible to obtain the necessary signatures.

5. All the other factual assertions made in the Motion for Attorney's Fees above are true and correct to the best of my knowledge and belief.

This 10 day of November, 2011.



CRAIG LUTZ
Petitioner
Hall County Commissioner
District 1

The Stanley Firm
3292 Thompson Bridge Rd. Suite 351
Suite 351
Gainesville GA 30506
Phone: 770-287-2221



The Stanley Firm, LLC

Private
Craig Lutz
8072 Sleepy Lagoon Way
Flowery Branch GA 30542

Invoice #	0000009
Date:	November 9, 2011
Amount Due USD	\$12,587.96

Task	Description	Time	Entry Notes	Rate (\$)	H	Hours	Line Total (\$)
Time	[05/13/11] Receipt of telephone call from Commissioner Lutz -- re: possibility of a recall petition against him and an organized meeting set for tomorrow morning. He would like me to conduct research and consult with him on the process. Open new file in computer database for file and physical file with labels for the new case. Drafted an employment agreement for client review and signature. Conducted legal research into the process for the recall petition. Exchanged emails with client -- re: possibility of attending the meeting tomorrow for the recall petition.			200.00		4	800.00
Time	[05/14/11] Reviewed the articles in The Gainesville Times and AccessNorthGA regarding the petition recall group meeting this morning. Discussed the process and articles briefly with client. Decided that we would take no further action until an application is filed. The statute won't allow the group to apply for a petition until July.			200.00		0.8	160.00
Time	[08/18/11] Telephone conference with client when recall was filed. Travelled to elections office to obtain the recall petition. Obtained a copy of the applications. Series of phone calls with client, press consultant, and press on the case. Developed a short statement for the client to send to the press. Coordinated with the client on the press statement and his interviews. Scanned into the computer the applications and started process to email the applications to the client. Attempted telephone calls to the Secretary of State Office; ACCG Office and Attorney Pettit to discuss process when an application is filed.			200.00		4	800.00
Time	[08/19/11] Met with client to discuss next steps and options. Conducted legal research regarding filing a petition for legal sufficiency. Reviewed the application for petition and all pages/ signatures attached. Annotated discrepancies and possible violations in the application.			200.00		5.5	1,100.00
Time	[08/20/11] Multiple emails and telephone conversations with client -- re: the electors that signed the application and sending a letter to each elector on the application to ensure that they did sign the application personally and to determine the circulator. Drafted a letter for the client's review and distribution. Telephone call with client -- re: his wife recognized a name on the application as a neighbor and went to ask him questions.			200.00		3	600.00

H

Time	[08/23/11] Reviewed spreadsheet developed by client that outlined each signature on the application and any discrepancies observed. Drafted the Petition to Determine Sufficiency of Application for Recall. Drafted a Summons to be used for service of the petition upon Kanieski. Telephone call with Attorney Pettit – re: consulted him on the petition. Met with client outside the courthouse to review the petition and obtain signature. Filed the petition with the Hall County Clerk of Court. Series of communications with the Client about additional steps that need to be taken. Met with private investigator to discuss possible contact with the Chairman and the Circulators.	200.00	6.5	1,300.00
Time	[08/24/11] Served Interim Director of Elections Sosebee with a copy of the Petition for Sufficiency Review via email. Reviewed Gainesville Times article regarding client's wife and confronting a neighbor.	200.00	0.4	80.00
Time	[08/25/11] Conducted research on the internet (FaceBook, Google) to investigate Kevin Kanieski, Mike Parker and Bobby Hulsey.	200.00	1.7	340.00
Time	[08/28/11] Drafted email to client – re: follow up on letters being sent out to the electors. Also advised the client regarding any questions from the press.	200.00	0.2	40.00
Time	[08/30/11] Receipt and review voice mail from Phil Williams stating that he won't send back the affidavit without a SASE. Drafted email to client with copy of voice mail. Receipt and review email from James Russum stating the exact same thing. Drafted email to client that we are seeing 'talking points' from the electors in the case.	200.00	0.8	160.00
Time	[08/31/11] Read and archived news articles about the recall effort. Receipt and review breaking news email from The Times that the Kanieski filed an affidavit to withdraw the Application at 9AM this morning. Attempted telephone call and left message with client and his wife to contact me. Telephone call to Interim Director of Elections Sosebee – re: Kanieski's attempt to withdraw petition. She has a call into the SOS office to determine what to do. She will fax a copy of the affidavit to me. Receipt and review faxed affidavit from the Elections Office. Drafted email to client. Telephone conference with client on several occasions about matters involving outside contact. Developed written statement to send to the press. Series of text messages and email messages with the Client re: developments and legal issues surrounding the application for recall.	200.00	4	800.00
Time	[09/01/11] Reviewed the article in the Gainesville Times -- re: the petition. Reviewed the order from Judge Fuller recusing himself from the case and placed in file. Reviewed the "Recall Craig Lutz" FaceBook page to determine if any additional comments have been made. There are comments from a few people about the letters received that we asked them to confirm their signature on the petition. Additionally, Mike Parker and the FaceBook Group owner discuss dismissing the application and refile over and over. Mike Parker suggests paying people to take the application/petition around to obtain signatures. Annotated file to remind me to research payment of circulators.	200.00	0.5	100.00
Time	[09/15/11] Receipt and review Rule Nisi for a hearing in front of Judge Davis on 9-23-11. Updated trial calendar with date. Notified client of the court date.	200.00	0.5	100.00

Time	[09/17/11] Reviewed file in preparation of the upcoming court date. Conducted case law research for the matter. Annotated the file and printed some case law information that might be useful for the matter.	200.00	3	600.00
Time	[09/22/11] Reviewed the "Recall Craig Lutz" FaceBook page to determine if any recent posts have been made about the upcoming court date.	200.00	0.2	40.00
Time	[09/23/11] Met client outside the courthouse to discuss the hearing. Attended the Status Hearing in front of Judge Davis at the Hall County Courthouse. Kanieksi did not appear at the hearing. Briefly met with client after status hearing to de-brief and discuss next hearing. Updated calendar with next court date of 10-7-11.	200.00	1	200.00
Time	[09/26/11] Receipt and review voice mail from Judge's Staff Attorney. Telephone conference with Staff Attorney re: service of notice of the hearing by the Sheriff. Drafted email to Client advising him of the information.	200.00	0.6	120.00
Time	[10/07/11] Reviewed the "Recall Craig Lutz" FaceBook page to determine if any recent posts have been made about today's court date. Reviewed the file and all legal research in preparation of the hearing. Met with client. Attended the hearing. Opposing party appeared and asked to withdraw the petition and did not put on any evidence. The Court found no probable cause and sustained the objection.	200.00	6	1,200.00
Time	[10/31/11] Telephone call to Judge Davis' office – re: asked if an order had been issued from the 10-7-11 court date. Was notified that an order was en route to the parties. Drafted an email to client.	200.00	0.3	60.00
Time	[11/04/11] Receipt and review reminder to complete the motion for attorney's fees on this date. Receipt and review email from client with information needed for the affidavit. Telephone conference with client about the information needed and his presence and signature needed for filing documents today. Researched and drafted a Motion for Attorney's Fees. Reviewed the "Recall Craig Lutz" FaceBook page to determine if any recent posts have been made in regards to the application/petition.	200.00	9.5	1,900.00
Time	[11/06/11] Continued legal research on attorney's fees. Multiple telephone calls and emails with client to discuss Motion for Attorney's Fees. Finalized the Motion for Attorney's Fees and organized the documents for copying and filing.	200.00	8	1,600.00

Item	Description	Unit Cost (\$)	Quantity	Price (\$)
Expense	[Lutz Recall 11/06/11] Printing Expenses: Printing Expense incurred on color copies of exhibits for Motion.	14.68	1	14.68
Expense	[Lutz Recall 08/29/11] Postage Expense: Postage Expense for sending letters to electors confirming their voluntary signature and the identification of the circulator.	67.76	1	67.76
Expense	[Lutz Recall 08/24/11] Printing Expenses: Printing Expense incurred on sending the letters to electors for confirming their voluntary signature and the identification of the circulator.	47.52	1	47.52

Expense	[Lutz Recall 08/23/11] Court Expenses: Filing Fee and Sheriff's Service Fee for filing and service of the Petition to Determine Sufficiency of Application for Recall Petition	358.00	1	358.00
		Subtotal:	12,587.96	
		Total:	12,587.96	
		Amount Paid:	-0.00	
		Balance Due (USD)	\$ 12,587.96	
		Payable upon receipt.		