

*Russell M Adams*  
CLERK SUPERIOR COURT

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

CE14-00750-063

J. MATTHEW COLEMAN, IV )  
and ELIZABETH BLAIR COLEMAN, )  
 )  
Plaintiffs, )  
 )  
v. )  
 )  
GLYNN COUNTY, GEORGIA, )  
 )  
Defendant. )

Civil Action No.: CE12-01785-063

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

J. MATTHEW COLEMAN, IV and )  
ELIZABETH BLAIR COLEMAN, )  
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Plaintiffs, )  
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v. )  
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GLYNN COUNTY, GEORGIA )  
 )  
Defendant. )

Civil Action No: CE13-01480-063

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STATE OF GEORGIA**

J. MATTHEW COLEMAN, IV and )  
ELIZABETH BLAIR COLEMAN, )  
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Plaintiffs, )  
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GLYNN COUNTY, GEORGIA )  
 )  
Defendant. )

Civil Action No: CE14-00750-063

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**SUPPLEMENTAL MEMORANDUM IN SUPPORT OF  
APPLICATION FOR ATTORNEY’S FEES, REIMBURSEMENT OF EXPENSES AND  
SERVICE AWARD TO CLASS REPRESENTATIVES  
WITH MEMORANDUM OF LAW IN SUPPORT**

Plaintiffs J. Matthew Coleman and Elizabeth Blair Coleman (the “Colemans” or “Class Representatives”), individually and on behalf of all other persons similarly situated (hereinafter “Plaintiffs”) file this Supplemental Memorandum in Support of Application for Attorney’s Fees, Reimbursement of Expenses and Service Award to Class Representatives (the “Supplemental Memorandum”). This Supplemental Memorandum addresses the Class Members’ reaction to Class Counsel’s Request for an award of attorney’s fees, expenses and service award. In support of the Supplemental Memorandum, Plaintiffs show the Court as follows:

**A. Notice to the Class Members**

The Court granted preliminary approval to the Settlement by Order dated October 4, 2019 (the “Preliminary Approval Order”). See Affidavit of James L. Roberts, IV (“Roberts Aff.”), attached hereto as Exhibit “A”, ¶3. In the Preliminary Approval Order the Court scheduled a final approval hearing (the “Final Approval Hearing”) for November 8, 2019 at 10:00 a.m. Id. at ¶4. The Preliminary Approval Order indicated that at the Final Approval Hearing the Court would determine, among other things, Class Counsel’s request for an award of attorney’s fees, expenses and service award. Id. The Court directed that notice of the [Proposed] Consent Judgment and the Final Approval Hearing be provided to the Class. Id. at ¶5.

The Court directed that notice be mailed to the Class Members (the “Full Notice”), a notice be published in the Brunswick News (the “Publication Notice”) and the County was directed to add a webpage to its website (the “Webpage”) providing information about the Lawsuits and the proposed Settlement (collectively the “Notice Program”). Id. The form and content of the Full

Notice and the Publication Notice was approved by the Court in its Preliminary Approval Order. Id.

The Class Members were advised through the Notice Program that Class Counsel would seek approval for an award of attorney's fees, expenses and service award. Id. at ¶6. The Full Notice and the Publication Notice advised the Class Members that at the Final Approval Hearing the Court would determine, among other things, Class Counsel's request for an award of attorney's fees, expenses and service award. Id. at ¶7.

In the Preliminary Approval Order, the Court ordered that Class Members objecting to the Class Counsel's request for an award of attorney's fees, expenses and service award follow specific procedures to register such objections in order for the objection to be considered by the Court. Class Members were advised of these objection procedures in the Full Notice. Id. at ¶8. The Full Notice advised Class Members that the same day the Application for Attorney's Fees, Reimbursement of Expenses and Service Award was filed with the Court it would be posted on the Webpage for Class Members to review and download. Id. at ¶9. Through the Notice Program the Class Members were advised that for an objection to be considered by the Court it had to be postmarked on or before October 29, 2019. Id. at ¶10.

**B. Execution of the Notice Program**

Each facet of the Notice Program was timely and properly accomplished. Id. at ¶11. The Full Notice was mailed to Class Members identified in Exhibit A and Exhibit B of the [Proposed] Consent Judgment to their last known addresses as appearing on the records maintained by the County on October 10, 2019. Id. at ¶12. See also Affidavit of Printing and Mailing attached hereto as Exhibit "B". Over 12,500 Full Notices were mailed. Ex. "A", Roberts Aff. ¶12. The

Publication Notice was placed in the Brunswick News on October 8, 2019 and October 15, 2019. See Publisher's Affidavit attached hereto as Exhibit "C".

The Webpage was added to the County's website providing information about the Lawsuits. See <https://glynncounty.org/taxrefundcase>. The Website contains the Preliminary Approval Order, the [Proposed] Consent Judgment, the Full Notice, and other related documents and information concerning the Lawsuits. The Webpage also contains the date of the Final Approval Hearing. Ex. "A", Roberts Aff. ¶13.

The Application for Attorney's Fees, Reimbursement of Expenses and Service Award was filed with the Court on October 18, 2019. On that same day the Application for Attorney's Fees, Reimbursement of Expenses and Service Award was posted on the Webpage. Id. at ¶15.

**C. Class Member Reaction to the Request for Fees, Expenses and Service Award**

The period for filing timely objections ended on October 29, 2019. There were no objections filed within the Court ordered objection period. There has been no objection filed to date. Id. at ¶16. Therefore, the reaction of the Class Members to Class Counsel's request for an award of attorney's fees, expenses and service award has been 100% positive. Id. at ¶17.

**CONCLUSION**

For the reasons set forth herein and in Application for Attorney's Fees, Reimbursement of Expenses and Service Award to Class Representatives filed on October 18, 2019, the Plaintiffs request that the Court grant their Application for Attorney for Attorney's Fees, Reimbursement of Expenses and Service Award to Class Representatives.

Respectfully submitted this the 1<sup>st</sup> day of November, 2019.

ROBERTS TATE, LLC

/s/ James L. Roberts, IV

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ATTORNEYS FOR PLAINTIFFS

**CERTIFICATE OF SERVICE**

I, James L. Roberts, IV, of Roberts Tate, LLC attorneys for Plaintiffs, Matthew Coleman and Elizabeth Blair Coleman, do hereby certify that, on this date, I served a copy of the foregoing SUPPLEMENTAL MEMORANDUM IN SUPPORT OF APPLICATION FOR ATTORNEY'S FEES, REIMBURSEMENT OF EXPENSES AND SERVICE AWARD TO CLASS REPRESENTATIVES WITH MEMORANDUM OF LAW IN SUPPORT to counsel of record for all parties by hand delivering a copy of the same and delivering via statutory electronic service to:

G. Todd Carter, Esq.  
Brown, Readdick, Bumgartner,  
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This 1st day of November, 2019.

/s/ James L. Roberts, IV  
James L. Roberts, IV