

ORIGINAL

FILED

NOV 14 2011

U.S. COURT OF
FEDERAL CLAIMS

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

DEKALB COUNTY, GEORGIA,
a political subdivision of the
State of Georgia,

Plaintiff,

v.

UNITED STATES OF AMERICA and
UNITED STATES POSTAL SERVICE,

Defendants.

CIVIL ACTION FILE NO.

11-761 C

COMPLAINT

NOW COMES DeKalb County, Georgia, a political subdivision of the State of Georgia ("DeKalb County"), and presents its Complaint pursuant to 28 U.S.C. § 1491(a), 33 U.S.C. § 1323(a) and 39 U.S.C. § 401, showing this Court that DeKalb County is entitled to recover the amount of reasonable service charges owed by the United States of America and the United States Postal Service for stormwater management services and facilities provided by DeKalb County, as follows:

PARTIES, JURISDICTION AND VENUE

1.

DeKalb County is a political subdivision of the State of Georgia with

authority to bring and prosecute this action.

2.

DeKalb County brings this action seeking judgment for, and payment of, stormwater fees due, unpaid and owed to DeKalb County for federal property or facilities owned and/or operated by the United States of America and the United States Postal Service for periods prior to January 4, 2011.

3.

The United States of America is subject to the jurisdiction of this Court pursuant to 28 U.S.C. § 1491(a) and 33 U.S.C. § 1323(a).

4.

The United States Postal Service is subject to the jurisdiction of this Court pursuant to 28 U.S.C. § 1491(a), 33 U.S.C. § 1323(a) and 39 U.S.C. § 401.

5.

Congress has waived the sovereign immunity of the United States of America for “reasonable services charges” pursuant to the Clean Water Act, 33 U.S.C. § 1323(a).

6.

Congress has waived the sovereign immunity of the United States Postal Service for “reasonable service charges” pursuant to the Clean Water Act, 33

U.S.C. § 1323(a), and 39 U.S.C. § 401.

7.

The waiver of the United States of America's sovereign immunity for "reasonable service charges" was clarified in an amendment to the Clean Water Act found at P.L. 111-378, 124 Stat. 4128, codified at 33 U.S.C. § 1323(c), effective January 4, 2011 (expressly identifying as "reasonable service charges" "any reasonable nondiscriminatory fee, charge, or assessment that is . . . based on some fair approximation of the proportionate contribution of the property or facility to stormwater pollution . . . and used to pay or reimburse the costs associated with any stormwater management program . . .").

8.

As legislation enacted for the stated purpose of "clarify[ing] Federal responsibility for stormwater pollution," P.L. 111-378, 124 Stat. 4128, codified at 33 U.S.C. § 1323(c), is retroactive in its application.

9.

The United States of America and its departments, agencies and instrumentalities (specifically including the Department of Health and Human Services/Centers for Disease Control and the Veteran's Administration) are subject to suit pursuant to 33 U.S.C. § 1323(a) because such departments,

agencies or instrumentalities of the United States of America have jurisdiction and control over certain property or facilities located in DeKalb County, have engaged in activity that resulted in the discharge or runoff of pollutants at such property or facilities, and were/are subject to and required to comply with local requirements concerning the control and abatement of water pollution.

10.

The United States Postal Service is subject to suit under 33 U.S.C. § 1323(a) because it has jurisdiction and control over certain property or facilities located in DeKalb County, has engaged in activity that resulted in the discharge or runoff of pollutants at such property or facilities, and was/is subject to and required to comply with local requirements concerning the control and abatement of water pollution.

11.

This action has been brought within the applicable statutes of limitation.

FACTS

12.

DeKalb County owns and operates the “DeKalb County Municipal Separate Storm Sewer System” (as defined by Section 22.5-4 of the Code of DeKalb County, as Revised 1988 (“DeKalb Code”)).

13.

DeKalb County's municipal separate storm sewer system is regulated by a National Pollution Discharge Elimination System (NPDES) permit issued by the Georgia Department of Natural Resources in accordance with regulations of and pursuant to authority delegated by the United States Environmental Protection Agency (EPA) as required by the Clean Water Act, 33 U.S.C. § 1342(p)(3)(B).

14.

Pursuant to the Clean Water Act and DeKalb County's NPDES permit obligations, DeKalb County is required to undertake efforts to minimize the flow of pollutants into rivers, streams, lakes and waterways of the United States from stormwater discharges.

15.

The Home Rule section of the Georgia Constitution, Ga. Const. 1983, Art. IX, Sec. II, Par. III (a)(6), grants local governments the power to provide the service of "storm water . . . collection and disposal systems."

16.

Georgia law authorizes local governments to "prescribe, revise, and collect rates, fees, tolls or charges for the services, facilities, or commodities furnished or made available by" an undertaking relating to collection, treatment and disposal of

storm water. O.C.G.A. § 36-82-61(4)(C)(ii); O.C.G.A. § 36-82-62(a)(3).

17.

In order to meet its obligations under the Clean Water Act and pursuant to its powers to provide stormwater services and facilities and collect fees from users of those services and facilities, DeKalb County enacted a stormwater utility ordinance effective January 1, 2004. DeKalb Code § 25-360 *et seq.* (certified copy attached hereto as Exhibit A).

18.

DeKalb County's stormwater utility ordinance created a stormwater utility to provide stormwater management services and facilities in the unincorporated areas of DeKalb County.

19.

The operation of DeKalb County's stormwater utility is funded by stormwater fees charged to all users of DeKalb County's stormwater system.

20.

DeKalb County's stormwater fees are based on a reasonable approximation of the cost of the services provided to each user of DeKalb County's stormwater system.

21.

All stormwater fees collected by DeKalb County are placed in an enterprise fund to be used exclusively for the provision of stormwater services and facilities.

22.

The Georgia Supreme Court has upheld and ratified the authority of local governments to provide stormwater services and facilities, finding that charges such as DeKalb County's stormwater fee do not constitute a tax. *See McLeod, et al. v. Columbia County*, 278 Ga. 242 (2004).

23.

DeKalb County's stormwater utility provides a specific and identifiable service and benefit to the United States of America and the United States Postal Service as owners or users of property or facilities located in DeKalb County.

24.

DeKalb County's stormwater utility provides a specific and identifiable service and benefit to the United States of America and the United States Postal Service by reducing or eliminating pollutants that would otherwise enter the waters of the United States of America.

25.

DeKalb County's stormwater fees are reasonable service charges properly

payable by the United States of America and the United States Postal Service in accordance with Congress' waivers of sovereign immunity under the Clean Water Act, 33 U.S.C. § 1323(a), and 39 U.S.C. § 401.

26.

Congress has consistently and unambiguously stated its intention that, with regard to the reduction and control of pollution of all kinds, federal facilities are to be placed on equal footing and be subject to the same process and sanctions as private companies. *See e.g.*, S. Rep. No. 95-370 (1977)(accompanying Pub. L. No. 95-217, Clean Water Act of 1977); S. Rep. No. 92-414, at 65-66 (1971)(accompanying Pub. L. No. 92-500, Federal Water Pollution Control Act Amendments of 1972); H.R. Conf. Rep. No. 102-886, at 17-18 (1992)(accompanying Pub. L. No. 102-386, Federal Facilities Compliance Act of 1992); H.R. Rep. No. 102-111, at 5 (1992)(same).

27.

The United States of America and the United States Postal Service have acted inconsistently with respect to DeKalb County's stormwater fees, paying the fees in full for some properties and facilities and refusing to pay for other similar properties and facilities.

28.

DeKalb County has for many years, through letters and oral communications between counsel for the parties, disputed and contested the failure and/or refusal of the United States of America and the United States Postal Service to pay DeKalb County's stormwater fees as they came due.

29.

In letters dated March 9, 2010 and October 13, 2011, DeKalb County formally notified the United States of America and the United States Postal Service of its intention to sue to collect stormwater fees due, owed and unpaid.

COUNT I

CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES OF AMERICA

30.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

31.

The United States of America has jurisdiction and control over certain property or facilities located at 1600 Clifton Road, DeKalb County, Georgia, parcel number 18 058 03 013.

32.

The use and operation of the property or facilities located at 1600 Clifton Road, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

33.

The United States of America has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2005:	\$16,977.60
2006:	\$16,977.60
2007:	\$16,972.80
2008:	\$16,972.80
2009:	\$16,972.80
2010:	\$16,972.80

COUNT II

**CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES OF
AMERICA**

34.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

35.

The United States of America has jurisdiction and control over certain property or facilities located at 4770 Buford Highway, DeKalb County, Georgia, parcel number 18 280 01 005.

36.

The use and operation of the property or facilities located at 4770 Buford Highway, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

37.

The United States of America has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2005:	\$23,222.40
2006:	\$23,222.40
2007:	\$23,222.40
2008:	\$23,222.40
2009:	\$23,222.40
2010:	\$23,222.40

COUNT III

CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES OF AMERICA

38.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

39.

The United States of America has jurisdiction and control over certain property or facilities located at 4708 Buford Highway, DeKalb County, Georgia, parcel number 18 280 01 002.

40.

The use and operation of the property or facilities located at 4708 Buford Highway, DeKalb County, Georgia resulted in the discharge or runoff of

pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

41.

The United States of America has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2005:	\$2,404.80
2006:	\$2,404.80
2007:	\$2,404.80
2008:	\$2,404.80
2009:	\$2,404.80
2010:	\$2,404.80

COUNT IV

CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES OF

AMERICA

42.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

43.

The United States of America has jurisdiction and control over certain property or facilities located at 4231 Redan Road, DeKalb County, Georgia, parcel number 15 222 01 004.

44.

The use and operation of the property or facilities located at 4231 Redan Road, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

45.

The United States of America has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2010: \$62.40

COUNT V

CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES OF

AMERICA

46.

DeKalb County incorporates by reference the allegations set forth in

paragraphs 1 through 29 of this Complaint as if fully set forth herein.

47.

The United States of America has jurisdiction and control over certain property or facilities located at 5415 Post Road, DeKalb County, Georgia, parcel number 16 033 01 103.

48.

The use and operation of the property or facilities located at 5415 Post Road, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

49.

The United States of America has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2009: \$48.00

2010: \$48.00

COUNT VI

**CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES OF
AMERICA**

50.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

51.

The United States of America has jurisdiction and control over certain property or facilities located at 5065 Rockbridge Road, DeKalb County, Georgia, parcel number 18 039 09 005.

52.

The use and operation of the property or facilities located at 5065 Rockbridge Road, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

53.

The United States of America has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2010: \$48.00

COUNT VII

CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES POSTAL SERVICE

54.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

55.

The United States Postal Service has jurisdiction and control over certain property or facilities located at 2418 Randall Avenue, DeKalb County, Georgia, parcel number 16 136 08 001.

56.

The use and operation of the property or facilities located at 2418 Randall Avenue, DeKalb County, Georgia, resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

57.

The United States Postal Service has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or

facilities. The principal amount due, owed and unpaid is as follows:

2009: \$86.40

2010: \$86.40

COUNT XIII

CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES POSTAL SERVICE

58.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

59.

The United States Postal Service has jurisdiction and control over certain property or facilities located at 2426 Randall Avenue, DeKalb County, Georgia, parcel number 16 136 08 002.

60.

The use and operation of the property or facilities located at 2426 Randall Avenue, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

61.

The United States Postal Service has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2009: \$417.60

2010: \$417.60

COUNT IX

CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES POSTAL SERVICE

62.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

63.

The United States Postal Service has jurisdiction and control over certain property or facilities located at 2434 Randall Avenue, DeKalb County, Georgia, parcel number 16 136 08 003.

64.

The use and operation of the property or facilities located at 2434 Randall Avenue resulted in the discharge or runoff of pollutants, and was subject to and

required to comply with local requirements concerning the control and abatement of water pollution.

65.

The United States Postal Service has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2009: \$134.40

2010: \$134.40

COUNT X

**CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES POSTAL
SERVICE**

66.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

67.

The United States Postal Service has jurisdiction and control over certain property or facilities located at 3047 Stone Mountain Street, DeKalb County, Georgia, parcel number 16 136 08 011.

68.

The use and operation of the property or facilities located at 3047 Stone Mountain Street, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

69.

The United States Postal Service has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2009: \$139.20

2010: \$139.20

COUNT XI

CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES POSTAL SERVICE

70.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

71.

The United States Postal Service has jurisdiction and control over certain

property or facilities located at 3041 Stone Mountain Street, DeKalb County, Georgia, parcel number 16 136 08 012.

72.

The use and operation of the property or facilities located at 3041 Stone Mountain Street, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

73.

The United States Postal Service has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2009: \$144.00

2010: \$144.00

COUNT XII

CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES POSTAL SERVICE

74.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

75.

The United States Postal Service has jurisdiction and control over certain property or facilities located at 3035 Stone Mountain Street, DeKalb County, Georgia, parcel number 16 136 08 013.

76.

The use and operation of the property or facilities located at 3035 Stone Mountain Street, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

77.

The United States Postal Service has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2009: \$403.20

2010: \$403.20

COUNT XIII

CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES POSTAL SERVICE

78.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

79.

The United States Postal Service has jurisdiction and control over certain property or facilities located at 5181 Mountain Street, DeKalb County, Georgia, parcel number 18 090 22 004.

80.

The use and operation of the property or facilities located at 5181 Mountain Street, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

81.

The United States Postal Service has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2008:	\$648.00
2009:	\$648.00
2010:	\$648.00

COUNT XIV

CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES POSTAL SERVICE

82.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

83.

The United States Postal Service has jurisdiction and control over certain property or facilities located at 950 Gordon Street, DeKalb County, Georgia, parcel number 18 090 22 038.

84.

The use and operation of the property or facilities located at 950 Gordon Street, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

85.

The United States Postal Service has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2008:	\$1089.60
2009:	\$1089.60
2010:	\$1089.60

COUNT XV

CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES POSTAL SERVICE

86.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

87.

The United States Postal Service has jurisdiction and control over certain property or facilities located at 4338 Railroad Avenue, DeKalb County, Georgia, parcel number 18 214 07 022.

88.

The use and operation of the property or facilities located at 4338 Railroad

Avenue, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

89.

The United States Postal Service has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2007: \$1267.20

2009: \$1267.20

2010: \$1267.20

COUNT XVI

CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES POSTAL SERVICE

90.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

91.

The United States Postal Service has jurisdiction and control over certain property or facilities located at 3545 Broad Street, DeKalb County, Georgia,

parcel number 18 309 02 073.

92.

The use and operation of the property or facilities located at 3545 Broad Street, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

93.

The United States Postal Service has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2008:	\$1089.60
2009:	\$1089.60
2010:	\$1089.60

COUNT XVII

CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES POSTAL SERVICE

94.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

95.

The United States Postal Service has jurisdiction and control over certain property or facilities located at 4700 Longmire Extension, DeKalb County, Georgia, parcel number 18 320 01 036.

96.

The use and operation of the property or facilities located at 4700 Longmire Extension, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

97.

The United States Postal Service has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2008:	\$1622.40
2009:	\$1622.40
2010:	\$1622.40

COUNT XVIII

**CLAIM FOR MONEY DUE AND OWED BY THE UNITED STATES POSTAL
SERVICE**

98.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 29 of this Complaint as if fully set forth herein.

99.

The United States Postal Service has jurisdiction and control over certain property or facilities located at 1551 Dunwoody Village Parkway, DeKalb County, Georgia, parcel number 18 366 07 059.

100.

The use and operation of the property or facilities located at 1551 Dunwoody Village Parkway, DeKalb County, Georgia resulted in the discharge or runoff of pollutants, and was subject to and required to comply with local requirements concerning the control and abatement of water pollution.

101.

The United States Postal Service has failed and/or refused to pay DeKalb County for stormwater fees related to the use and operation of such property or facilities. The principal amount due, owed and unpaid is as follows:

2008: \$1344.00
2009: \$1344.00
2010: \$1344.00

COUNT XIX

CLAIM FOR INTEREST ON AMOUNTS DUE, OWED AND UNPAID

102.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 101 of this Complaint as if fully set forth herein.

103.

DeKalb County demands recovery of interest on the amounts due, owed and unpaid for stormwater fees in the maximum amount allowed by law.

COUNT XX

**CLAIM FOR ATTORNEYS' FEES, EXPENSES AND COSTS OF
LITIGATION**

104.

DeKalb County incorporates by reference the allegations set forth in paragraphs 1 through 103 of this Complaint as if fully set forth herein.

105.

DeKalb County demands recovery of its attorneys fees, expenses and costs

of litigation pursuant to 28 U.S.C. § 2412 *et seq.*

RELIEF SOUGHT

Wherefore, DeKalb County prays for relief as follows:

- (a) That this Court enter judgment in favor of DeKalb County and against Defendants on the claims set forth in Counts I through XVIII, in an amount no less than \$281,553.12;
- (b) That this Court award interest on the principal amounts due, owed and unpaid for stormwater fees as set forth in Count XIX;
- (c) That this Court award DeKalb County its expenses of litigation, including attorneys fees, expenses and costs in a reasonable amount as set forth in Count XX; and
- (d) For such other and further relief as this Court deems just and proper.

[Signature of counsel on following page]

Respectfully submitted this 10th day of November, 2011.

LISA E. CHANG
County Attorney
Georgia Bar No. 120695

DUANE D. PRITCHETT
Chief Assistant County Attorney
Georgia Bar No. 588330



SAM L. BRANNEN, JR.
Senior Asst. County Attorney
Georgia Bar No. 077301

Attorneys for
DeKalb County, Georgia

DeKalb County Law Department
1300 Commerce Drive, 5th Floor
Decatur, Georgia 30033
(404) 371-3011
(404) 371-3024 (facsimile)

Email: sbrannen@dekalbcountyga.gov