

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

GEORGIACARRY.ORG, INC.,)	
SHANE MONTGOMERY, and WILLIAM)	
THEODORE MOORE, III,)	
)	
Plaintiffs,)	
)	Civil Action No.
v.)	
)	
THOMAS C. BORDEAUX, JR.,)	
Individually and as Judge of)	
the Chatham County Probate Court)	
)	
Defendant.)	
)	

VERIFIED COMPLAINT

Plaintiffs Shane Montgomery, William Theodore Moore, III, and GeorgiaCarry.Org, Inc. bring this action for mandamus relief from Defendant's policy and practice of not timely issuing Georgia Weapons Carry Licenses ("GWL") pursuant to O.C.G.A § 16-11-129, seeking a writ of mandamus ordering Defendant to issue GWL's within the time period required by law.

FACTS

1. Plaintiff GeorgiaCarry.Org, Inc. ("GCO") is a non-profit corporation organized under the laws of the State of Georgia.
2. GCO's mission is to foster the rights of its members to keep and bear arms.
3. Plaintiff Shane Montgomery ("Montgomery") is a natural person who resides in Chatham County, Georgia.
4. Plaintiff William Theodore Moore, III ("Moore") is a natural person who resides in Chatham County, Georgia.
5. Plaintiffs Montgomery and Moore are members of GCO.

6. Defendant is the Judge of the Chatham County Probate Court (the “Probate Court”).
7. Defendant is responsible for the issuance of GWL’s in Chatham County, Georgia, pursuant to O.C.G.A § 16-11-129.
8. On or about October 13, 2017, Montgomery applied for a GWL with Defendant.
9. Montgomery properly completed his application and filed it with Defendant pursuant to O.C.G.A § 16-11-129.
10. Montgomery is eligible to obtain a GWL pursuant to the requirements of O.C.G.A § 16-11-129.
11. On or about February 2, 2018, Moore applied for a GWL with Defendant.
12. Moore properly completed his application and filed it with Defendant pursuant to O.C.G.A § 16-11-129.
13. Moore is eligible to obtain a GWL pursuant to the requirements of O.C.G.A § 16-11-129.
14. Neither Montgomery nor Moore have been issued GWLs.
15. GCO has many other members in Chatham County, Georgia that are eligible to obtain a GWL and either have applied or will apply for a GWL.
16. GCO members in Chatham County will be required to apply to Defendant to obtain GWL’s.
17. Defendant routinely does not process GWL applications for GCO’s members and other residents in Chatham County within 35 days of application or within 10 days of receiving the background report.
18. The maximum amount of time allowed by law for processing a GWL application, taking into account the time allowed for each step of the process, is 35 days.

19. Defendant routinely takes longer than 35 days to process GWL applications from the time of filing to the time of issuance.
20. The maximum amount of time allowed by law for Defendant issuing a GWL to an eligible applicant is 10 days after receiving the criminal background check.
21. Defendant routinely takes longer than 10 days to process GWL applications after receiving the criminal background check.
22. Defendant routinely informs applicants that they will have to wait five months to obtain a GWL..
23. By failing to process GWL applications within the time allowed by law Defendant is violating O.C.G.A § 16-11-129(d)(4).

PRAYER FOR RELIEF

Plaintiffs demand the following relief:

24. A writ of mandamus ordering Defendant to comply with the provisions of O.C.G.A § 16-11-129., in particular O.C.G.A § 16-11-129(d)(4).
25. A declaration that Defendant must process GWL applications and issue GWL's within 35 days of filing of the GWL application.
26. Costs and attorney's fees for bringing and maintaining this action.
27. A jury to try this case.
28. Any other relief the court deems proper.

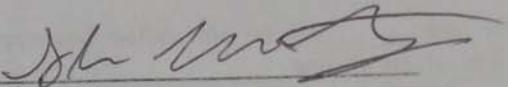
This 23rd day of April, 2018

/s/ John R. Monroe
John R. Monroe
John Monroe Law, P.C.

Attorney for Plaintiffs
9640 Coleman Road
Roswell, GA 30075
678-362-7650
678 744 3465 (fax)
jrm@johnmonroelaw.com
State Bar No. 516193

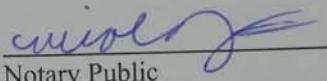
VERIFICATION

I verify under penalty of perjury that the facts alleged in the foregoing Complaint are true.


Shane Montgomery

The above-named Shane Montgomery appeared before me on the 23 day of April, 2018
in

chatham County, _____ and swore to and subscribed to this document.


Notary Public

My commission expires: 12-21-20



Wm. Moore

William Theodore Moore III

The above-named William Theodore Moore III appeared before me on the 17 day of
April, 2018 in Chatham County, Chatham and swore to and
subscribed to this document. JAVANNAH



Notary Public

A handwritten signature in black ink, appearing to read "Wm. Moore".

My commission expires: