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IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

STATE OF GEORGIA	)	CERTIFIED TRANSCRIPT
	)	
vs.	)	CASE NO. 26-B-03404-4Q
	)	
DEJA ANIKI SIMPSON COLEMAN,	)	
	)	
Defendant.	)	

TRANSCRIPT OF THE MOTION FOR BOND

SEPTEMBER 9, 2026
GWINNETT COUNTY JUSTICE AND ADMINISTRATION CENTER
LAWRENCEVILLE, GEORGIA

THE HONORABLE TAMELA L. ADKINS, JUDGE PRESIDING

APPEARANCES:

For the State: Ms. Megan Matteucci
Assistant District Attorney

For the Defendant: Ms. Trinity Marie Hundredmark
Attorney at Law

Mr. Matt Acuff
Attorney at Law

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LEGEND

(In the following transcript, proper names for which correct spelling could not be verified are spelled phonetically.)

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(In the following transcript, a dash [--] is used to indicate an unintentional or purposeful interruption in a sentence; an ellipses [...] is used to indicate halting speech or an unfinished sentence in dialogue, or an omission of word[s] when reading written material; uh-uh is used to indicate an affirmative response; uh-uh is used to indicate a negative response.)

P R O C E E D I N G S

[Defendant enters the courtroom.]

THE COURT: Good morning, ma'am. Are you Deja Aniki Simpson Coleman?

THE DEFENDANT: Aniki Simpson Coleman. Yes, ma'am.

THE COURT: I'm sorry. All right. And you are here with your attorneys, Ms. Hundredmark and Mr. Acuff, for your motion for bond.

THE DEFENDANT: Yes, ma'am.

THE COURT: All right. Go ahead, Ms. Matteuccia.

MS. MATTEUCCI: This is State of Georgia versus Deja Simpson Coleman, 26-B-03404-4Q. The Defendant is present and represented by counsel. I'm Megan Matteuccia for the State. We are here for a motion for bond.

The Defendant is charged with two warrants: Warrant 1, 26W16121, which is for murder in the second degree, and Warrant 2, 26W16120, cruelty to children in the second degree. This is the Defendant's motion. I'll let them go first.

THE COURT: Okay.

MS. HUNDREDMARK: Good morning, Your Honor. Trinity Hundredmark and Mr. Acuff on behalf of Ms. Coleman.

Judge, we are here today on Ms. Coleman's motion for bond. As you know, Judge, this isn't the day to try the case. This is the day to get into all the facts and

circumstances that, you know, led to this tragic incident. But it's about simply the law as Georgia has it and the factors under O.C.G.A. 17-16-1.

As Your Honor is aware, those factors simply are that the Court must identify whether she poses a significant risk of fleeing from the jurisdiction of the Court or from failing to appear, whether she poses a significant threat or danger to any person or to the community, whether she poses a significant risk of committing any felony and whether she poses any significant risk of intimidating witnesses or obstructing justice.

And, Your Honor, we're here because we believe that Ms. Coleman does not have any significant risk of any of those factors occurring, and I'll go into them in a little bit more detail.

But for Your Honor, just as a little bit of background, Ms. Coleman is 29 years old. She's a long-time Georgia resident. She moved here from Jamaica when she was ten years old. She's been a healthcare worker since she was 19 years old. She's a domestic violence survivor, but most importantly, Judge, she's a mom.

She has no criminal history. She's not a person who poses any risks that justify holding her without a bond, and this is a case that calls for support, not detention.

She can do more for herself and for her children, and she doesn't pose a risk to anyone if she's released rather than sitting in custody.

Your Honor, I'll go into each factor individually so you have that for the record. Again, Judge, she's lived in Georgia for the majority of her life. She attended Mountainview High School. She is -- has been employed as a CNA. She first started at Emory when she was 19 and then moved onto Northside where she was for about eight years.

She has a stable, local residence through an apartment at Rainbow Village, and, Your Honor, I've been authorized to let you know I've spoken directly with Reverend Melanie Conner, who is the director of Rainbow Village. She was unable to be here today, but she did want Your Honor to know that she -- the community and herself remain committed to Ms. Coleman and doing what they can to help her succeed to support her in trying to help her through this incident.

She has two young children that still depend on her. She has a six-year-old and a four-year-old. As Your Honor may be aware, the six-year-old is severely special needs. He's autistic and nonverbal, and she has been his advocate for all of his life. She's advocated for his services. She's advocated for his needs. She's advocated for his

therapy, and she desperately needs to be able to get back to help and be in that position that she has.

In fact, she has a scholarship application that pays for their daycare that's due in October. That's something that she's not really able to complete very well or do very well from being in custody, Judge. And so there are things that she needs to be able to do to care for her children, even if it's not immediate day-to-day care but just general care, that she can't do while she's in custody.

Your Honor, I've also been authorized to let you know that -- and this goes to just support from the community and the community that she has around her, that the Special Needs School of Gwinnett, in conjunction with Rainbow Village, is committed to trying to have her oldest child be enrolled, and while we understand that that may be a process, they are committed to helping Ms. Coleman figure out that process, and there's an anonymous donor that is willing to fund that child's education. Again, it may take a minute to get there, but I just want Your Honor to understand the type of community that is coming together around her to support her.

In addition to that, she has a number of individuals that are here: her family, her dad, her mom, her brother, other family that is here. You know, unfortunately,

Judge, there was a tragic incident that happened at a moment that she lacked some support. We have a ton of support here, and I'm happy to say that the community is really here to -- to support her through this.

In terms of her being -- the second factor, Judge, not being a significant danger to any person or the community. By all accounts from everyone that I talked to, she was a wonderful and devoted mother and a dedicated single mom to her children. She also is a positive member of this community. As I mentioned, she was a healthcare worker. Again, she was a domestic violence survivor who left an abusive relationship to protect her children.

So, Judge, if anything, all signs point to Ms. Coleman as a protector of her children and not a harm to her children. Unfortunately, this tragedy happened, but it was not violent and it was not intentional.

As to Factor No. 3, Judge, posing any significant risk of committing any felony, as I mentioned, she has no significant criminal history. As I understand, no significant prior record. I think there may have been a traffic ticket or something in the past. And, of course, this was not any sort of, you know, conduct of criminal behavior or pattern of criminal behavior, as I mentioned, just an isolated, unfortunate incident.

In terms of her intimidating witnesses or obstructing

justice, Judge, the majority of witnesses in this case I anticipate are going to be her coworkers at Northside and the daycare workers with whom she's tight and she's friendly and has a good relationship with. So I don't anticipate there being any issues with her intimidating those witnesses.

Your Honor, I was also authorized to speak on behalf of Ms. Pam. She's the director of the daycare where the children are at Starlight Learning Academy. She also could not be here today, but she wanted me to let you know that Ms. Coleman has been nothing but an exemplary mother. She's also the one who has been taking care of the children, Judge, and that she -- the boys have just thrived under Ms. Coleman's care, and that she's happy they're doing great right now with her, but they obviously miss their mom and want her back. So she has no adverse relationship with her.

In terms of law enforcement, she's had a decent relationship with law enforcement. She's fully cooperated. She gave a statement, so I don't anticipate that that will be an issue, Your Honor.

When you're looking at the financial considerations, Judge, the Court shall consider things like her financial resources, her income and her obligations to her dependents. Obviously, Judge, she still has two

dependents. They have daycare costs. They have therapy costs. But she is indigent, and her employment right now is probably in flux due to this situation. So her -- her income is really limited to what she gets from social security for her son and occasionally some support from her husband.

So, Judge, we would ask you to keep that in mind when you set any bond amount because in this case a high bond amount serves no purpose here other -- when the concern is appearance, there's no question that she's going to appear. And her ties to the community and the people that are here to support her, support her appearance, and a high dollar amount of a bond is not going to do that in this case.

And, Your Honor, detaining her because she's unable to afford a high bond punishes her for her being in poverty, and it punishes her children. So we would ask that you set a bond, you know, if at all, low enough that it simply secures her appearance. But, Judge, we would be ask that you release her on her own recognizance. There's enough individuals here that are going to vouch for her. She's got lawyers here that are on, you know, fighting for her and on her behalf. And I don't think appearance, which is this Court's concern when it goes to setting a bond, is going to be at issue in this case.

In closing, Judge, I don't want to minimize the seriousness of what happened. Obviously, what happened is very, very serious, and she understands that. We understand that, and we -- it's an absolute travesty. But the facts of this case and the conditions that this Court must look to when it looks to bond justify release, not pretrial incarceration.

The goal is presence, not punishment, and, Judge, we have no doubt that she's not going to have any issue with appearing before this Court.

The fundamental premise of our criminal justice system is that a person ought not be punished for a criminal offense until the State demonstrates guilt beyond a reasonable doubt, and to hold her incarcerated until this case goes to trial, away from her family, away from the community that supports her and away from her children, would be a punishment.

Again, Judge, she's not a flight risk. She's not a danger. She's not a risk to re-offend, and she's no threat to any witnesses. And for those reasons, Judge, we believe she satisfies every factor under O.C.G.A. 17-6-1, and we ask this Court to grant a bond to Ms. Coleman so that she can be released to her family.

Thank you, Judge.

MS. MATTEUCCI: Good morning again, Judge.

THE COURT: Good morning.

MS. MATTEUCCI: First, I just want to put on the record, Your Honor, that's she's not eligible for a signature bond under O.C.G.A. 17-6-1 because of the underlying murder, and that would include a murder second, so she's not eligible for that.

It's the State's position that the Defendant is a flight risk. She is a danger to the community, particularly her children, and a risk of intimidating witnesses, particularly her children, as well as obstructing justice.

Just to go over the facts, Your Honor, as counsel stated, she is 29 years, has had three children. The baby was 16 months old. She also has a four- and six-year-old. If this case went to trial, the evidence would show that her routine was to drop off the three children in the morning at Starlight Academy, which is right here in Lawrenceville in Gwinnett County, then go on to work which is about a mile away at Northside Hospital.

On July 29th of 2026, she did go to the daycare. She got out of the car, and the four- and six-year-old children proceeded to walk ahead of her. So she's not holding their hands walking them into daycare. The baby is in the backseat in a car seat behind the passenger seat in her Hyundai, a small car. The four- and six-year-olds

get out. She gets out behind them. She has in her hand, one hand a phone, and she's on a Facetime. The other hand she has a bag, like a diaper bag.

She leaves the baby in the car, Daniel Jr., goes inside the daycare. The parking lot is empty. It's dark. It's about 6:30 in the morning.

She goes inside the daycare in what they call the morning room, which is like their intake before the rest of the daycare staff gets in there.

Video will show that she's in there for at least five minutes. She checks in the kids, the four- and six-year-old. She takes their backpacks and lunches and puts it away. She -- the kids are running after her, showing her toys, and she actually goes and has a whole conversation with one of the cafeteria workers about a child's breakfast.

While she's there, one of the daycare workers says, Hey, where's Daniel, the baby?

She tells the daycare worker he'll be in in a minute. He never comes in. So she's reminded right there by that daycare worker about baby. All the while she's in there, going -- looking at the toys, checking in the kids, she's still on that Facetime call. She's on her phone from the moment she leaves her apartment, driving to daycare, the whole time that she's in the daycare, and the cell phone

records will show that she doesn't end that call until she actually gets to work at Northside.

She also did check in all three children. The daycare's check-in process is on an app. She did check in the three children, even though she dropped off two children.

After dropping off the four- and six-year-old, she then continues on to her job here at Northside. She parks in the hospital's employee parking lot, which is kind of behind the hospital on Lawrenceville-Suwanee and 316 here in Gwinnett County.

She backs her car in. Again, she's still on the cell phone while this is happening, remaining on that call. Goes into work. It's about 7:00 a.m. at this point. She ends the phone call that she's on right when she goes to work at that point.

The baby, Daniel, Jr., 16 months old, is found dead about eight hours later in the car when a co-worker goes out to leave her shift and sees the baby in the backseat of the car. The baby's head is slanted. The baby is lifeless. The baby has some fluid on the mouth and nose. That employee immediately calls 911.

Lawrenceville Police, Fire get there. The window is broken open. That baby is taken from the car seat, and the baby is deceased.

The baby, at that point, was wearing sweatpants in 90-degree-plus weather. He's covered in a blanket. At that point when the medical examiner arrives, the doors have been open of the vehicle for at least 30 minutes, and the glass of the vehicle has been broken. So, again, there's been air coming into the car for at least 30 minutes, and at that point the temperature registers at 117. So the estimate from paramedics was the temperature was over 130 degrees inside that vehicle.

Police did run the tag at that point of the Hyundai Accent and confirmed that the owner was Defendant, Ms. Deja Simpson Coleman, who was employed inside the hospital, and that's when law enforcement went inside and made contact with her.

In addition to the question from the daycare worker, saying, Where's Daniel, the evidence also shows that there's multiple reminders throughout her eight-hour day about the baby.

In the vehicle right near her gearshift where she has to put her car in park is a full bottle of milk with Daniel's name taped to it. Clearly, that's intended to be dropped at the daycare. So when she gets out and puts her car in park, there's a full bottle of milk right there. There's also full -- other child toys and other indications in the car. The baby's car seat is not behind

her in the driver's seat. It's behind her in the passenger seat. And she backs the car in. There's no back-up camera in this car. It's a 2017. So she backs the car up.

And the evidence will show that she communicated using her cell phone throughout her eight-hour shift that day. The text messages will show that she communicated with numerous people, and on her lock screen of her cell phone when she has to unlock her phone, is a picture of her three children, including the baby. So the evidence will show that she's on her phone throughout the day multiple times, again, a reminder of her baby.

She also communicated with the daycare. She communicated with the daycare about her older child and a field trip he was going on for the skating rink. Now, the daycare did not follow with the baby, but she did communicate with the daycare. She also has an app which allows her to communicate with the daycare, kind of like a nanny cam where she can see the kids directly.

Your Honor, we -- the evidence has not been that this was an intentional killing. The evidence was that this was a negligent act and that her recklessness, her negligence caused the death of this child.

State's position is not she's not a good candidate for bond. Her criminal history, she had a simple battery,

simple assault in 2015. It did go through pretrial diversion in Gwinnett County State Court.

It was discharged from her record, but I'm bringing it up because they said she has no violent history because in that case she punched, slapped and used a TASER stun gun on her friend's ex-boyfriend. So, Your Honor, she -- that was in 2015. She was charged with that in Gwinnett County.

THE COURT: And that was -- she successfully completed pretrial diversion?

MS. MATTEUCCI: Yes.

THE COURT: Okay.

MS. MATTEUCCI: State's position also is that she is a fight risk. She does still have family and contacts in Jamaica where she's originally from and came her as a child. She also has family and contacts in New York where she resided.

And her mother, who they mentioned is here, is moving to Africa. So she has contacts in Africa, New York and Jamaica, as well as, Your Honor, the Defense said that she has fully cooperated with law enforcement and has never obstructed justice.

I'm going to tender at this point State's 1, and I'll give a copy to counsel, which is a certified TPO from the Gwinnett County Magistrate Court which she took out in

2023, a family violence protective order against her husband. That was voluntarily dismissed by the Defendant four days later.

On that TPO, she admits to the court that she lied. This is before the court hearing. She stated that she only filed the TPO for financial reasons to get out of a lease, and I might have exaggerated a few things because I was desperate while having financial hardships and stated that she only wanted time away from her husband.

So at this point I'd tender State's 1, which shows a history of lying.

THE COURT: Thank you.

(Whereupon, State's Exhibit No. 1 is tendered as evidence.)

MS. MATTEUCCI: Also in reference to counsel stated that she has fully cooperated with law enforcement, Lawrenceville Police and Mosaic have made numerous attempts to have forensic interviews of her children, which include the four-year-old.

She has instructed, through jail calls, the caregiver of her children, Pam, as well as her husband, who is the lawful guardian of the children, to not allow that forensic interview.

So it's the State's position that she has not fully cooperated since she's not allowing us to interview that

four-year-old in a proper fashion at Mosaic, a child-friendly environment, and he is a witness to this case.

In addition, State's position that she is a risk to intimidate witnesses, one, because she's not allowing us to interview that child, the four-year-old.

The witnesses in the case are people in her circle. They are are children: the four- and six-year-old surviving child; her husband, Daniel Coleman; her co-workers and the daycare workers.

She, on jail calls, has communicated with all those parties. She has told the daycare staff, including Pam, the director that I referenced, not to allow the forensic interview and not to communicate with the State. She has yelled at her husband, telling him not to communicate with the State, so it is the State's position she is a risk of intimidating witnesses.

State's position also is that she is a danger to the community, particularly her children. As I stated, she's not charged with intentionally killing that baby. She's charged with negligence that caused his death. She's caused with being distracted so much that her actions caused the death.

Throughout her day, she was reminded of that baby from the moment the daycare worker said, Where's Daniel,

to the multiple times she's on her phone, as well as all of the evidence throughout the day.

The phone records will show that she communicated with at least five men, including her husband and four other men, and each time having to unlock her phone and see that picture of her child on her phone.

She also -- she was at the hospital her full shift. She did take a lunch break. She didn't leave the hospital campus. She did eat in the cafeteria at the hospital, however, she was on her phone throughout mostly during the morning and lunchtime hours.

The State's position is that she still remains distracted. Her jail calls indicate that she continues to talk to multiple men, including a sixth man who may be her boyfriend, and in those communications as recently as ten days after the child's death, and I hate to be inappropriate and bring this up, but because they made an impression of something else before, she's having phone sex in the jail calls. She's having rough sex she's asking for in text messages and phone calls as recently as August 7th --

MR. ACUFF: Judge, I would object to that. We've not been provided anything of that nature. We dispute that. I just don't see how it's possibly relevant to a crime.

MS. MATTEUCCI: Your Honor, the State has evidence.

THE COURT: Okay. But what's your response to relevance?

MS. MATTEUCCI: Response is, Your Honor, that the Defense has brought up that she has not -- that she's in jail and finding her way from her trial and that this was completely accidental. And, Your Honor, so State's position that, yes, it was -- that she was distracted and that she remains distracted and not focused on her defense. She remains distracted in other ways.

THE COURT: Okay. But how -- if you -- if the State want to make a response to Mr. Acuff's objection on relevancy, how is it relevant that she's speaking to men in a sexual manner from the jail to this bond hearing?

MS. MATTEUCCI: Your Honor, it's relevant because she was doing that the day the murder happened and continues to in the jail, as far as negligence and distraction, that she's not focused on her part about the safety and well-being of her children, and it remains not the focus of her -- the safety and well-being of her children.

THE COURT: Okay. All right. I'm going to sustain the objection.

MS. MATTEUCCI: Yes, Your Honor.

Again, Your Honor, it's the State's position that she is not eligible for a signature bond. If Your Honor does grant a bond, we would ask that it be with an ankle

monitor and no contact with the children based on all of the witnesses and all of her co-workers and the daycare and her children, but we do believe she's a flight risk based on her international and out-of-state contacts.

We believe, based on State's 1, that there is a history of obstruction as far as lying in court, documents that were filed, and that she's a risk of intimidating witnesses and a danger to this community, and we're asking the Court to deny the bond.

THE COURT: I'm looking at, I guess, State's No. 1 that you want to tender --

MS. MATTEUCCI: Yes, Your Honor.

THE COURT: -- which is a certified copy of the TPO that's filed in 2023. And apparently she came probably over to the jail and ask that it be dismissed.

MS. MATTEUCCI: Yes, Your Honor.

THE COURT: And it reads a little differently than what you -- the State has represented.

MS. MATTEUCCI: Your Honor, I ask -- there's a tab that says exaggerated, and I don't --

THE COURT: I understand that. I mean, but it reads a little differently than --

MS. MATTEUCCI: Yes, Your Honor.

THE COURT: -- than what you represented.

MS. MATTEUCCI: I'm happy to read it to the Court,

Your Honor.

THE COURT: I mean I'm going to read it.

MS. MATTEUCCI: Okay.

THE COURT: I wish to have the Court dismiss the action and ex parte order for the following reasons: I only wanted a TPO because my family and I were facing eviction and a number of financial problems. I wanted out of my lease and time away from my husband without his input to make my own decisions.

I was unaware how this process worked. I just wanted time away from my husband, nothing more. I might have exaggerated a few things because I was desperate while facing financial hardship. I wish I did my research before filing a TPO.

So that is the language when she went and dismissed the TPO against her husband in 2023 when she had two children, I guess at that time, it appears.

MS. MATTEUCCI: Yes, Your Honor. I also would proffer that we did run her husband, Daniel Coleman's, criminal history. He does have a criminal history but no arrests for domestic violence or any domestic violence offenses.

THE COURT: Okay. All right. I'll hear from the Defense. Also, I want to know where exactly she would live. Does she have a passport? Will that be turned in

to the DA's office? Is there a juvenile case, Ms. Matteucci?

MS. MATTEUCCI: No, Your Honor, because the Defendant is still married to her husband. The -- DFACS was not involved because the children were given to the husband. The husband has voluntarily placed the children with the friend, Pam, that counsel references, the daycare worker, and the husband is still in contact with the children, but he's the legal guardian of the children.

THE COURT: Okay.

MS. HUNDREDMARK: Judge, just to speak briefly to the TPO.

THE COURT: Sure. Or anything -- anything that the State -- I'll give you response. It's your motion.

MS. HUNDREDMARK: Yes, Judge. And I'll just say I understand that this is the State's opportunity in front of the news to try to assassinate our client's character and try to paint her as being a horrible person. I certainly get that.

But looking at this -- to try to say she's at risk of lying or obstruction of justice because of what was going on in a domestic case three years ago -- you and I practice domestic law. There's all kind of stuff that goes on. There's multiple reasons that people dismiss TPOs or don't go forward with the TPOs, and they said she

lied.

There's nothing in there that says she lied. What she was the victim of domestic violence that was trying to figure out how to move forward, how to support herself, how to support her children, and when it came down to it when she got to a hearing, she was afraid and had no other choice but to go back so that she could be supported and so that her kids could be supported.

It -- what the State has indicated, Judge, doesn't change any of the fact that she has fulfilled all of the factors.

Your Honor, as I mentioned, you asked about where she's going to live. Like I said, Rainbow Village has indicated that she can go back there and that they will work with her to figure out -- her apartment is still open, and they are willing to have her there as soon as possible.

As it relates to a passport, she doesn't believe she has a passport.

Again, Judge, her most important thing are her children. She's been single-handedly raising them for the last six years basically by herself. There's no -- she's not going to leave them. That is the whole reason that we're here today, is so that she can take steps to get back in their lives and do what she needs to do in order

for their scholarships and all those sorts of things.

She doesn't pose a flight risk. She's not going to intimidate witnesses. She's not going to commit another felony. As Your Honor pointed out, her only criminal thing that's on her record was dismissed. It was not prosecuted. She was not convicted. But yet they want to point to all these little things to make you and the public think that she's a horrible, terrible person, and she is not.

By all accounts of everyone that I have talked to, no one has anything but wonderful, glowing things to say about her, her character, and what she was like as a mother, and we ask you to take that into consideration, Judge, when you set the bond.

THE COURT: All right. Ms. Coleman, under our legal system, you are innocent until proven guilty. State of Georgia has very narrow guidelines when I have -- when I am asked to set a bond. They are called the *Ayala* factors, and I'm going to go through them.

First is risk of flight. Ms. Coleman, I do not find that you are a risk of flight. You have been here, I think since you were ten years old. You've been working since you were 19 and graduated from Mountainview High School in Gwinnett. So I do not find you to be a flight risk.

I do not find you to be a significant danger to the community or risk to reoffend because the only issues you've had were completely dismissed under a pretrial -- they were completely dismissed by the State, so I do not find you a risk to reoffend or a risk to the community.

On the factor, the *Ayala* factor of influencing witnesses -- and Ms. Matteuccia, help me out here. The allegations are that she took her two older children into the daycare which was the normal daycare she did every day?

MS. MATTEUCCI: Yes, ma'am.

THE COURT: And that the children would be witnesses and the daycare would be witnesses?

MS. MATTEUCCI: Yes, Your Honor. The four-year-old. The six-year-old is nonverbal.

THE COURT: Right. Okay.

MS. MATTEUCCI: But the four-year-old, the State, as normal procedure, would be to get a forensic of that child instead of having the child interviewed by law enforcement.

THE COURT: Sure.

MS. MATTEUCCI: The Lawrenceville Police and Mosaic have made attempts to get that child interviewed by contacting the child's guardian, which is the father, and the Pam, the daycare director who actually has physical

custody of the kids right now.

There has been no returned calls to Mosaic and Lawrenceville Police, and the jail calls indicate that the Defendant is not letting that child have the forensic interview. She's conveyed that message to Pam, the daycare director, as well as the husband.

Now, counsel is new, and I've not made that -- I didn't make that request to prior counsel, Ms. Tom Ford, but I have not made that request to current counsel because they just substituted in, but that four-year-old is a witness that needs to be interviewed.

The other witnesses would be that daycare director, Pam, and the other daycare workers that were present when the children were dropped off, as well as the hospital co-workers. So her normal routine would be interacting with those witnesses every day, the daycare workers and the hospital workers and the child.

So if Your Honor is going to grant bond, we would ask for no contact with those witnesses, which would be the children and the daycare workers.

THE COURT: Okay.

MR. ACUFF: If I could just respond to that briefly, Judge. I think we filed our substitution of counsel on September 2nd of this year, so that was seven days ago, so ample opportunity if that had been brought up. We

certainly could have talked to Ms. Coleman about that issue and Ms. Pam, who we did speak with yesterday. I understand Ms. Pam runs a daycare. She is very busy, and it's hard to get a hold of her during the hours of like 7:00 a.m. to 7:00 p.m. because of all the things she has to do to run that daycare.

I sincerely hope that the jail calls, as has been characterized, reflect that. I have serious doubts that they do, but I hope the State isn't suggesting that she is somehow stopped them from being forensically interviewed. In fact, that is not the case.

I don't think anyone's ever explained to her what a forensic interview is, what that looks like. I have no idea of the context of that, if it's Pam asking her, Hey, I got this call or this email. What do I do?

I have no idea, but I sincerely doubt that there's an informed, intelligent notion of her telling them not to allow that referenced interview. So --

THE COURT: Mr. Acuff, will you agree to the four-year-old being forensically interviewed with Mosaic?

MR. ACUFF: Judge, I can certainly speak to my client about it. I think we would also have to have to the permission of the father, who apparently hasn't called the DA's office back, as well. He has -- I think it might have to be both of them, so I can't speak on his behalf

but generally would not have an issue with that, Judge.

THE COURT: Does father have -- have there been any proceedings removing Mom from being a custodial parent?

MR. ACUFF: Not that I'm aware of.

THE COURT: That anybody is aware of?

MS. MATTEUCCI: No, Your Honor.

THE COURT: So she is a custodial parent, just as her husband is?

MS. MATTEUCCI: Yes, Your Honor.

THE COURT: So she could consent. Either parent could consent is my understanding. Is that correct, Ms. Matteuccia?

MS. MATTEUCCI: Yes, Your Honor, and I believe Your Honor could also order it if --

THE COURT: I was -- yeah, because the four-year-old needs forensically interviewed.

MR. ACUFF: Absolutely, Judge. I don't foresee that being any issue whatsoever. My only hesitancy is that it's just now been brought up in the last five minutes --

THE COURT: Right.

MR. ACUFF: -- and I haven't had an opportunity to explain to Ms. Coleman what a forensic interview is and how that's different than a police interview and all those things.

THE COURT: Right.

MR. ACUFF: The only other issue I was going to bring up, Judge, is in terms of communication with Pam, who may potentially be a witness on this case, that presumably would be, she is the daycare worker where Ms. Coleman's kids go to school. I think she would have to have some interaction with her. Certainly she would be fine with any order that says she cannot talk about the case.

It's a very common bond condition. You cannot talk about the case with any witnesses, but would ask that you not completely cut off communication with the person that now has her kids.

The kids have -- Ms. Pam, part of the reason why she is taking care of the kids, one, is because she's a saint and volunteered to do this and the father didn't feel comfortable doing it himself. But, two, she has kids that are the same age -- ages as Ms. Coleman's kids, so they're peers and they can play together and that certainly makes things easier for both kids and being able to take care of them.

THE COURT: I'm assuming that she no longer has a job at this moment. Do we know that?

MR. ACUFF: Judge, I believe that is our understanding.

THE COURT: Okay.

MR. ACUFF: That that would be the case, Judge.

THE COURT: So we could -- as far as intimidating witnesses, we could satisfy that *Ayala* prong by no contact with her co-employee -- her co-workers or her supervisor at Northside Gwinnett?

MS. MATTEUCCI: Your Honor, we would also be asking for no contact with the children, and if she's not having contact with the children, there is no need to communicate with Pam. The father -- the State has spoken with the father. He indicated that he put the kids with Pam because not to disrupt their routine because of the autistic six-year-old.

Father works overnight security in Atlanta and lives in Atlanta. The children obviously go to daycare in Gwinnett and resided in Gwinnett.

I think by having no contact with the children, the father and Ms. Pam are still able to care for those children and not disrupt their routine, and she would not have the risk of influencing witnesses, being the daycare workers or the children.

THE COURT: I feel like restraining the -- I mean, this is something that happened in her car, not in the daycare. Obviously, they will be witnesses.

MR. ACUFF: And, Judge, my understanding is it's been, you know, a month and a half, how long, since this incident occurred. The police have talked to -- I believe

they've talked the kids, certainly talked to all the daycare workers, I believe talked to all of the hospital staff, so they've already gotten statements from all these people. And these are also, you know, the people in Deja's life that love and support her regardless of whether she has any communication with them. I don't expect that's going to change. It certainly hasn't up to this point.

If the Court feels that there is such a risk that the Court needs to strip that support system away from her, then I understand that, but, again, we would just ask that she not be allowed to talk about the facts of the case with any potential witnesses, that you not interfere with her ability to see her kids, support them and let them support her.

THE COURT: Yeah. I do not believe what I've heard today rises to a level of Ms. Coleman, of any -- of any actions that could be attributed to intimidating witnesses.

So I am going to grant her a $5000 bond. She will need to wear an ankle monitor.

Mr. Acuff, have you done a bond before for me with ankle monitor?

MR. ACUFF: I'm sure I have, Judge.

THE COURT: Okay. I like it a specific way.

Would you email Mr. Acuff and Ms. Hundredmark?

And just send it to me in Word.

MR. ACUFF: Certainly, Judge.

THE COURT: No -- no discussion about anything in this case with any potential witnesses. I'm going to have her -- put her on house arrest, and she may only leave for appointments with her attorney, legal appointments, medical appointments for herself, and does she attend any church regularly?

THE DEFENDANT: No, not right now.

THE COURT: Okay. That's fine. I just -- that's fine. I just wanted to make sure.

MS. HUNDREDMARK: Judge, I do think that as part of her residencey at Rainbow Village, they have specific things that she has to do. So as long as she could be free to do whatever it is that Rainbow Village needs her to do.

THE COURT: Yes.

MS. HUNDREDMARK: I know that there is certain counseling and classes and things of that nature. We want to make sure she's able to continue that.

THE COURT: She's -- she will reside at Rainbow Village, and any programs -- she may attend any programs through Rainbow Village.

MS. HUNDREDMARK: And, Judge, I just want to -- I

don't know if you're making it a condition that she must live there because, unfortunately, I don't know that she has complete control over that situation.

THE COURT: Okay.

MS. HUNDREDMARK: But she'll do her -- I mean, she wants to --

THE COURT: Well, with that -- in that situation, she can live in Rainbow Village, and if she's unable to because of their program or if she's completed their program or they don't have a bed, then you need to come back to this Court and give me another -- and we'll have a hearing. I want to have stable address where she is on house arrest.

MS. HUNDREDMARK: Absolutely, Judge. I just wanted to make sure you understood she wasn't -- it may not --

THE COURT: And it may change.

MS. HUNDREDMARK: Yeah.

THE COURT: And that -- it is typical of defendants that they sometimes have to move while out on bond, but you just need to come back to this Court and give the State notice or the State can, you know, be heard on any problems of where she may -- may live in the future.

Any questions?

MS. MATTEUCCI: Your Honor, as far as her participation in the Rainbow Village programs, can we

include language that it be supervised by the -- programs that are supervised by Rainbow Village staff and not just her going to the pool and hanging out at Rainbow Village with her friends?

THE COURT: Okay. So she's on house arresu.

MS. MATTEUCCI: Yes.

THE COURT: You can't go to the pool.

MS. HUNDREDMARK: There's no pool.

THE COURT: You can't -- if there's an arcade --

MR. ACUFF: There's no pool at that facility, Judge.

THE COURT: Okay.

MS. MATTEUCCI: I meant other Rainbow -- Rainbow Village programs. I don't know if that means going to your neighbor's house and hanging out or programs that are classes through Rainbow Village.

THE COURT: What -- so how about --

MS. MATTEUCCI: That we have the language that it is to be supervised by staff.

THE COURT: So how about we -- required, therapeutic --

MS. MATTEUCCI: Yes.

THE COURT: -- programs by Rainbow Village. Required programs. And do send that to me in Word so if I deem to make any changes.

MS. HUNDREDMARK: Judge, I don't think I've heard it.

I just want to make sure. I mean, obviously, we're a little bit unclear about her current employment status, but if she gets a job, I presume that she's allowed to go to work?

THE COURT: Right -- at this time, I'm -- she's on house arrest.

MS. HUNDREDMARK: Okay.

THE COURT: At this time she's on house arrest. I'm not -- I'm putting her on house arrest. She can go to legal appointments with her attorneys or medical appointments, and that does have to be -- you're going to have to give the ankle monitoring company head's up and proof of what the appointments are.

And I'm not going to put any restrictions on whether she sees her kids or not, that there -- apparently there is no court action with jurisdiction over that.

MS. MATTEUCCI: And, Your Honor, if she's on house arrest, what does that mean as far as transportation to the daycare or the kids staying with her in the home?

THE COURT: I mean I -- it -- I'm not going to make -- I don't want her driving -- I don't want you driving your children.

Thank you, Ms. Matteucci.

You are not to drive your children. That's going to have to be arranged some other way or --

MS. MATTEUCCI: So the medical appointments that she can go to are only for herself?

THE COURT: Only for herself.

MS. MATTEUCCI: Not for the children?

THE COURT: So she's going to have to have either Dad --

MS. MATTEUCCI: Okay.

THE COURT: -- husband Dad, but I don't want you driving your children.

MR. ACUFF: And, Judge, just for clarity, I would assume she can be in a vehicle with her kids as long as there's another adult there that is driving the vehicle?

THE COURT: I'm fine with that.

MS. MATTEUCCI: But subject to house arrest, only the conditions --

THE COURT: Yeah, but she's -- she's not going to be taking her children to legal appointments or to her own medical appointments. So, yeah, that's kind of a --

MR. ACUFF: Correct. I just thought this would be a scenario where she may need rides to legal appointment, things like that, if the caregivers have the kids. I understand how that much -- it's going to be difficult sometimes if she's needing a ride from the same people that are also giving rides to her kids ot things of that nature. I just want to make sure that we're not setting

her up for failure.

THE COURT: Okay. So if she needs -- if she needs a ride to her attorneys' office and it's at the same time that the kids would be dropped off at daycare, with an adult with a valid drivers license and insurance, she can be in the car, but she cannot drive her children.

MS. MATTEUCCI: Yes, Your Honor.

THE COURT: Any questions from the Defense?

MR. ACUFF: Not at this time, Judge.

THE COURT: Okay.

MR. ACUFF: I'll look at the language regarding the ankle monitor. Is that something -- just so we can get that ball rolling, is that something the Court requires before she leaves the detention center or something that can be set up within a certain amount of time after she's released?

We have already found certain bonding companies that can equip that in the scenario we're in so --

THE COURT: The ankle monitoring company I use can go in and put it in before she's released.

MR. ACUFF: Okay. Thank you, Judge.

THE COURT: Did you send it? Okay.

So you should have an email -- both of you should have emails of a draft bond with my ankle monitor conditions.

MS. HUNDREDMARK: Thank you, Judge.

THE COURT: All right. And I'll look for that if you will send that to Ashley Chastain, the draft.

Anything else we need to deal with from -- I'm assuming Defense got her file from Ms. Drake or Mr. Ford?

MR. ACUFF: Yes, Judge. At this time, we don't have any issue to bring before the Court on that matter.

THE COURT: Okay. Okay. Great. Okay. Great. Thank you all.

I'll be off the bench for about ten minutes.

MR. ACUFF: Thank you, Judge.

MS. HUNDREDMARK: Thank you.

(Whereupon, the Defendant exits the courtroom.)

(Whereupon, the proceedings were concluded.)

State of Georgia

COUNTY OF GWINNETT
OFFICE OF THE CLERK OF MAGISTRATE COURT

ELECTRONIC DOCUMENT CERTIFICATION

Certification Date:	08/18/26	**Court Case Number:**	23-F-00839-0
Authentication Code:	SLU2G-YU126-4YND	**Number of Pages:**	17

I, **Tiana P. Garner**, Clerk of Magistrate Court, or Deputy Clerk specified below, hereby certify that the attached page(s) is/are a true and correct copy of the document(s) enumerated herein, and that said document(s) are on file as a part of the official records of this office, of which I am the official custodian, as authorized by Georgia law. Witness my hand and official seal of this office on the date written.

GWINNETT COUNTY MAGISTRATE COURT
JUSTICE FOR ALL

Official Seal of Clerk

Tiana P. Garner

Tiana P. Garner, Clerk

Meivi Merkle

Prepared by:

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IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

Deja Coleman
Petitioner

v.

Daniel Coleman JR
Respondent

Civil Action File No:
23 F 00839 0

Prior/Pending Case No(s):

PETITION FOR RELIEF UNDER THE FAMILY VIOLENCE ACT

Comes now the Petitioner and submits this Petition for Relief under the Family Violence Act, as follows:

1. **PETITIONER MUST PROVIDE ALL REQUESTED INFORMATION. If unknown, please indicate as such. In the event Petitioner is staying at a CONFIDENTIAL LOCATION, please list an alternate address and alternate phone number(s) for all court notices. Anything filed with the Court is public record unless designated otherwise.**

Petitioner's Name: Deja Coleman
Mailing Address: 1835 Seasons PKWY Norcross GA 30093
City, State, Zip: Norcross, GA 30093
Phone Numbers: 678-826-7116

FILED IN OFFICE CLERK SUPERIOR COURT GWINNETT COUNTY, GEORGIA
2023 APR 13 PM 2:35
TIANA P. GARNER, CLERK

2. **Respondent:**

Respondent's Name: Daniel Coleman JR
Home Address: 1835 Seasons PKWY
City, State, Zip: Norcross, GA, 30093
Phone Numbers: 678-613-9268

3. **This Court has jurisdiction over this matter because: [CHECK ALL THAT MAY APPLY]**

(a) [✓] the Respondent is a resident of Gwinnett County, Georgia

(b) [✓] the Respondent is a resident of the State of Georgia, and the Respondent has committed an act of family violence within the State of Georgia or has committed an act of family violence outside of the State of Georgia having an effect inside the State of Georgia, and

(1) [✓] the Petitioner is a resident of Gwinnett County, Georgia.
(2) [✓] the Petitioner is a resident of the State of Georgia and the act of family violence committed by the Respondent occurred in Gwinnett County.

23 F 00839 0

4. **This action is brought under the provisions of the Family Violence Act (O.C.G.A. §§ 19-13-1, et seq.) The parties are related to each other as follows:**

Check One	Relationship	Date Relationship Began	Date Relationship Ended
✓	Present Spouse		Not Applicable
	Former Spouse		
✓	Persons living in the same household		Not Applicable
	Persons formerly living in the same household		
✓	Parents of the Same Children	Not Applicable	Not Applicable
	Parent and Child	Not Applicable	Not Applicable
	Sibling	Not Applicable	Not Applicable
	DATING RELATIONSHIP		

5. **The minor children of the parties or children residing with the parties are as follows:**

Name of Child	PROVIDE ONLY THE YEAR OF BIRTH (*NOT* MONTH OR DAY)	Resides with:	Related to:
Dinery Coleman	Year of Birth: 2020	[✓] Both [ ] Petitioner [ ] Respondent	[✓] Both [ ] Petitioner [ ] Respondent
DaKota Coleman	Year of Birth: 2021	[✓] Both [ ] Petitioner [ ] Respondent	[✓] Both [ ] Petitioner [ ] Respondent
	Year of Birth:	[ ] Both [ ] Petitioner [ ] Respondent	[ ] Both [ ] Petitioner [ ] Respondent
	Year of Birth:	[ ] Both [ ] Petitioner [ ] Respondent	[ ] Both [ ] Petitioner [ ] Respondent
	Year of Birth:	[ ] Both [ ] Petitioner [ ] Respondent	[ ] Both [ ] Petitioner [ ] Respondent

This section MUST be completed in any case in which custody or visitation may be an issue:

The present address of the minor children is: [✓] Petitioner's address; [ ] Respondent's address; [ ] Other: _____

I [ ] have [✓] have not participated as a party, witness, or in any other capacity in any litigation concerning the custody of my children in Georgia or in any other state.
I [ ] have [✓] do not have information of any custody proceeding concerning my child(ren) pending in a court of Georgia or any other state.
I [ ] know [✓] do not know of any person, not a party to this action, who has physical custody of my child(ren) or claims to have custody or visitation rights with respect to my child(ren).

If you answered affirmatively ("I have/know") to any of the above questions you must list and describe all such cases, including the name of each court(s), and the most recent judgment or order:

_____.

23 F00839 0

6. **For a TPO to issue, the Petitioner must demonstrate that the Respondent has committed an act of Family Violence, as defined by law. Petitioner contends that Respondent committed the following acts (*you must check at least one, but can explain the facts and circumstances below*):**

[ ] Simple Battery [ ] Battery [ ] Simple Assault [✓] Aggravated Assault [ ] Criminal Trespass

[ ] Criminal Damage to Property [ ] Unlawful Restraint [ ] Stalking [ ] Aggravated Stalking

[ ] Other Felonies

7. The specific facts concerning the above listed acts of Family Violence are as follows **(Attach additional sheets and exhibits as necessary, BUT DO NOT WRITE ON THE BACK):**

Daniel Coleman decided to beat on me in the car, pulling my hair, punching & trying to snatch me out of the back seat. Both children were present while this was taking place. He threatened to drive the car into the highway wall. Yelling & screaming terrifying our children. He also told me he would shoot me. I defended myself as best as I could but he would not stop. He tried to get me to come back to the front seat & I refused. I actually climbed from the back seat to the trunk for safety.

COURT USE ONLY – Intake judge's notes on additional oral testimony given concerning violence:

8. **The Petitioner alleges that Family Violence has occurred in the past and is reasonably likely to occur in the future for the following reasons:**

[✓] The Respondent has made threats of future violence/stalking.

[✓] There is an established pattern of behavior by the Respondent involving acts of family violence as set forth above.

[✓] The Respondent has a pattern of continued substance abuse which has caused family violence in the past.

[ ] The Petitioner requests that the Court evaluate certain factors and the history of family violence occurrences which affect the risk of future violence, which is hereto attached as Exhibit A, entitled "Factors & History of Family Violence, and is incorporated by reference herein.

[ ] Other: _____

23 F00839 0

WHEREFORE, the Petitioner requests the following relief be awarded the Petitioner: **[CHECK ALL THAT MAY APPLY]**

[✓] Exclusive and immediate possession of the residence located at: 1835 Seasons Pkwy Norcross GA

[✓] Immediate custody of the minor child(ren). The Respondent [ ] should [ ] should not be awarded reasonable visitation rights under such supervision as the Court deems just and proper.

[ ] Exclusive and immediate possession of the following vehicle(s): _____

[ ] Alimony for the support of Petitioner.

[✓] Child support for the support of the minor child(ren).

[ ] Payment of certain debts.

[ ] Award of reasonable attorney fees.

[✓] **That the Court issue a Family Violence Ex Parte Protective Order.**

Furthermore, the Petitioner requests that:

(a) A Family Violence Ex Parte Protective Order issue *ex parte* immediately restraining and enjoining the Respondent from committing acts of violence against Petitioner and the child(ren);

(b) The Court issue a *Rule Nisi* order requiring the Respondent to appear and show cause why the relief demanded by the Petitioner under the Family Violence Act should not be granted;

(c) The sheriff, any deputy sheriff or any other state, county, or municipal law enforcement officer shall implement any order of this Court; and

(d) For such other and further relief as this Court deems just and proper.

I have read the above Petition and hereby swear or affirm that the allegations made herein are based upon my personal knowledge and are true and correct.

DColeman
Petitioner Signature

Deja Coleman
Printed Name

Sworn to and subscribed before me this 13 day of April, 2023.

D Conty
Clerk of Court/Notary Public/Judicial Officer

23 F 00839 0

Exhibit A
History & Factors of Family Violence

(Petitioner should initial/answer **ALL** that apply, unless "optional" is indicated. Respondent is the defendant.

History

V D.C Choking of petitioner.

D.C Respondent has destroyed, or threatened to destroy, the personal property of the petitioner.

D.C Increasing frequency and severity of violence against petitioner.

30 D.C Number of times within the past ninety (90) days when violence has occurred between the parties.

D.C Respondent has threatened petitioner with a knife, gun or other deadly weapon or threatened to kill petitioner.

D.C History of prior calls to law enforcement and/or prior filings for protective orders.

D.C History of defying protective orders. Or, history of criminal arrests.

____ History of substance abuse. Respondent assaults petitioner when drunk or high.

____ Stalking of petitioner by respondent.

D.C Excessive jealousy and excessive control of petitioner. Has threatened petitioner because he/she believes that petitioner may be "cheating" with another.

____ Respondent has expressed fantasies about homicide or suicide.

____ Respondent has killed or injured pets or threatened to do so.

D.C Respondent has threatened or attempted suicide.

D.C Respondent is obsessive about petitioner. Or, respondent exercises "ownership rights" over the petitioner. Or, respondent has told petitioner words to the effect, "If I can't have you no one can."

D.C Respondent threatens to injure or flee with petitioner's children. Or, he/she has done so in the past.

D.C Respondent has mental health impairment, such as depression or schizophrenia or paranoia.

____ Respondent has threatened to take petitioner hostage or has a history of hostage taking, with or without law enforcement intervention.

____ **(Optional)** Respondent has forced petitioner to have sex against will of petitioner.

FACTORS

____ Parties have recently separated.

D.C Gun present in home or readily accessible to respondent.

D.C Petitioner believes that the respondent may try to use deadly force against petitioner.

____ **(Optional)** Petitioner has begun a new relationship with a new partner.

Civil Action File No: _____

ORI NUMBER: _____

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

Deja Coleman
Petitioner

v.

Daniel Coleman
Respondent

* Civil Action File No: 23 F00839 0

FILED IN OFFICE
CLERK SUPERIOR COURT
GWINNETT COUNTY, GA
2023 APR 13 PM 3:40
TIANA P. GARNER, CLERK

FAMILY VIOLENCE EX PARTE PROTECTIVE ORDER

The Petition having come on for an *ex parte* hearing pursuant to O.C.G.A. § 19-13-1 *et seq.*, requesting that a Protective Order be issued; Petitioner alleged that Respondent has committed acts of Family Violence and that Petitioner is in reasonable fear for Petitioner's safety (and the safety of Petitioner's child(ren), and the Court having read and considered the Petition and having heard the sworn testimony of the Petitioner, the Court finds probable cause exists that family violence has occurred in the past and may occur in the future.

ACCORDINGLY, IT IS HEREBY ORDERED AND ADJUDGED THAT:

1. These proceedings shall be filed in the office of the Clerk of this Court.

2. This Order applies in every county throughout the state of Georgia and it shall be the duty of every court and every law enforcement official to enforce and carry out the provisions of this order pursuant to O.C.G.A. § 19-13-4(d). Law enforcement officers may use their arrest powers pursuant to O.C.G.A. §§ 19-13-6 & 17-4-20 to enforce the terms of this order.

3. A copy of this Order shall be given to law enforcement and the Respondent shall be served with a copy of this Order and the Petition for Temporary Protective Order *instanter*.

4. **The Petitioner and Respondent named herein shall appear before the Superior Court of Gwinnett County, on the 24 day of APRIL 2023, at 8:30 o'clock a.m. at the Court Annex, 2nd Floor, Gwinnett County Detention Center, 2900 University Parkway, Lawrenceville, Georgia, 30046 Courtroom 4 /_____, to show cause why the demands of the Petitioner should or should not be granted.**

(Absent a consent agreement, the Court will ordinarily not enter a mutual protective order on issues connected with O.C.G.A. § 19-13-4(a)(1), (a)(2), (a)(5), (a)(9) or (a)(11), or any combination thereof, unless the Respondent has filed a verified petition as a counter-petition pursuant to O.C.G.A. § 19-13-3 not later than three days, not including Saturdays, Sundays, and legal holidays, prior to the hearing and the provisions of O.C.G.A. § 19-13-3 have been satisfied.)

5. [pco01] **Respondent is hereby restrained and enjoined from doing, or attempting to do, or threatening to do, any act of injury, maltreating, molesting, following, harassing, harming, abusing or stalking the Petitioner and the Petitioner's minor child(ren), if any. Respondent is not to interfere with Petitioner's travel, transportation or communication. The Respondent shall not follow, place under surveillance, or contact the Plaintiff at any place for the purpose of harassing and intimidating the Plaintiff. Any violation of this order may be considered a violation of O.C.G.A. § 16-5-90 and may subject the Respondent to**

Civil Action File No: 23 F00839 0

prosecution for Aggravated Stalking, in violation of O.C.G.A. ' 16-5-91, a felony; and Federal Law, Title 18 U.C.S., Chapter 110-A/Domestic Violence, Sections 2261-2266.

6. [pco02] **Respondent is enjoined and restrained from doing or threatening to do any act of injury, maltreating, molesting, harassing, harming or abusing the Petitioner's family or household.**

7. This Court has determined that it has jurisdiction over the parties and the subject matter under the laws of this State of Georgia and the Court has ORDERED that the Respondent be given reasonable notice and opportunity to be heard sufficient to protect the Respondent's due process rights. This Order shall be presumed to be valid and pursuant to 18 U.S.C. § 2265(a) and shall be accorded **FULL FAITH AND CREDIT** by any other State, tribe or local jurisdiction as if an Order of the enforcing State, tribe or jurisdiction. The Petitioner has validly filed this Family Violence Ex Parte Protective Order; therefore, this Order is legally enforceable by any appropriate law enforcement official or court of any State pursuant to 18 U.S.C.A. ' 2265.

ONLY THE FOLLOWING PROVISIONS APPLY THAT ARE INITIALED BY THE JUDGE

JWM 8. [pco03] **That until further order by this Court, Petitioner is awarded sole and exclusive use and possession of the (family) residence located at:** 1835 Seasons Parkway, Norcross, Ga 30093

JWM 9. Respondent is ordered to leave the above listed (family) residence immediately. The members of the Gwinnett County Sheriff's office or any other duly authorized law enforcement officer are ordered to:

[✓] Assist the Petitioner in returning to this residence;
[✓] Remove and evict the Respondent from this residence, together with Respondent's clothing, personal effects, prescription medication, and tools of his or her trade or profession;
[✓] Require Respondent to surrender to law enforcement any and all keys, garage door openers and other security devices to the (family) residence and to insure that these items are delivered to Petitioner;
[✓] Effectuate the custody placement of the minor children as set forth herein; and/or
[ ] Assist the Petitioner in removing from the residence the Petitioner's clothing and personal effects, together with those of Petitioner's children, if any.

____ 10. Respondent is ordered to provide suitable alternate housing for the Petitioner and/or Petitioner's children by this date: _____.

____ 11. Petitioner's address is ordered to be kept confidential.

JWM 12. **Respondent is ordered to stay away from: (1) Petitioner's residence, workplace and/or school and any subsequent residence, workplace, and/or school of Petitioner; (2) the residence, workplace and/or school, and any subsequent residence, workplace, and/or school of the minor children whose custody is awarded to Petitioner;**
[pco04] **Said residence is listed as: [✓] the address as listed in # 8, herein above;**

See P 24

Petitioner's current workplace is: Patient care Unit, Cardiac Unit Northside Forsyth.

The current school(s) is/are: ~~Sky Care ABA Tucker, Ga~~ A Fun Time Out NORCO

JWM 13. [pco1,04] **Until further order of this Court, Respondent is restrained and enjoined from approaching within** 200 **yards of Petitioner and/or the minor child(ren) of the Petitioner.**

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Jwm 14. [pco05] **Respondent is ordered to not have any contact, direct or indirect or through another person with Petitioner by telephone, fax, e-mail or any other means of communication excepting as specified in this Order; and excepting any communication with any attorney representing Petitioner.**

Jwm 15. [pco09] **Petitioner is awarded temporary custody of the minor child(ren), namely:**

Diega Coleman	YEAR OF BIRTH _____	Sex ____
Dinero Coleman	YEAR OF BIRTH 2020	Sex M
Dakota Coleman	YEAR OF BIRTH 2021	Sex M
_____	YEAR OF BIRTH _____	Sex ____
_____	YEAR OF BIRTH _____	Sex ____

Unless otherwise permitted by order of this court, the Respondent shall not have any contact with the minor child(ren) until further hearing and order of this Court. Respondent is ordered not to interfere with the physical custody of the children.

____ [pco06] **Check here ONLY if Respondent is awarded temporary custody of the minor child(ren), namely:**

_____	YEAR OF BIRTH _____	Sex ____
_____	YEAR OF BIRTH _____	Sex ____
_____	YEAR OF BIRTH _____	Sex ____
_____	YEAR OF BIRTH _____	Sex ____
_____	YEAR OF BIRTH _____	Sex ____

Jwm 16. Child Support: [✓] Reserved until hearing after notice to both parties; or [ ] The Respondent is ordered to pay temporary child support for the minor children to Petitioner

in the amount of $ _____ every _____,

beginning, _____. All payments shall be made:

____ By an income deduction order; ____ To the child support receiver;

____ by mail directly to Petitioner;

____ by _____.

Jwm 17. Spousal Support: [✓] Reserved until hearing after notice to both parties; [ ] The Respondent is ordered to pay temporary spousal support to the Petitioner in the amount of

$ _____ every _____, beginning, _____.

All payments shall be made:

____ By an income deduction order; ____ To the child support receiver;

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____ by mail directly to Petitioner;

____ by _____.

____ 18. Respondent, **only when accompanied by a law enforcement officer**, shall be able to remove his/her clothing, personal effects, prescription medication, and tools of his or her trade, or profession as follows:

_____

_____

[✓] As coordinated and scheduled with the Gwinnett County Sheriff's Dept. Family Violence Unit, 770.822.3150.

____ 19. Both parties are hereby enjoined and restrained from transferring, selling, pledging as collateral for a loan, contracting to sell, concealing, or otherwise disposing of or removing from the jurisdiction of this Court, any of the property belonging to the parties, the children of the parties, pets of the parties, except in the ordinary course of business or for the necessities of life.

____ 20. [✓] Respondent [ ] Petitioner [ ] Both Respondent & Petitioner is/are ordered not to disconnect or have disconnected the home utilities, including but not limited to electricity, gas, water, telephone; change or have changed, or cancel, or have canceled, auto, health, or life insurance for Respondent, Petitioner, Petitioner's children, Respondent's children, or interfere with his/her/their mail.

____ 21. Petitioner is awarded sole, exclusive temporary possession of the below listed vehicle. The Respondent shall not exercise any control over such vehicle. All keys, proof of insurance and registration to this vehicle shall be surrendered to law enforcement and law enforcement shall immediately turn said items over to Petitioner. No changes shall be made to any existing insurance coverage on the vehicle. Vehicle(s) is/are:

Make: Hyundai Model: Santa Fe ; Year 2017 ; Color Gray

[✓] As coordinated and scheduled with the Gwinnett County Sheriff's Dept. Family Violence Unit, 770.822.3150.

____ 22. Petitioner shall be allowed to remove the following property from the family residence for Petitioner and/or Petitioner's children's use: his/her/their clothing, personal effects, prescription medication, and tools of his/ her trade or profession and the following items:

_____

_____

[ ] As coordinated and scheduled with the Gwinnett County Sheriff's Dept. Family Violence Unit, 770.822.3150.

____ 23. Respondent shall be required to return the following property for Petitioner and/or Petitioner's children's use: _____

_____

on or before the following date: _____.
The return of the property shall be coordinated and scheduled with the Gwinnett County Sheriff's Dept. Family Violence Unit 770.822.3150.

Civil Action File No: 23 F00839 0

IT IS FURTHER ORDERED:

JWM 24. Other: In an attempt to allow Respondent to keep his job, he may continue to work at Northside Forsyth so long as he makes no contact whatsoever with Petitioner. Respondent must park as far away from Petitioner as possible. If Respondent does not or cannot comply with this provision, the Court will modify the order to exclude Respondent completely from Northside Forsyth.

[pco08]

JWM 25. **REFERRAL TO VICTIM SERVICES & SAFETY PLANNING GUIDANCE**

[✓] Petitioner [ ] Respondent shall **immediately** seek victim services and safety planning guidance from the Partnership Against Domestic Violence – 770.963.9799 or 404.873.1766 (crisis line). Information on safety planning has been given to said party.

In the event there is a pending misdemeanor case connected with this action, this party shall contact the Solicitor's office, 770.822.8300, victim-witness services. In the event there is a pending felony case connected with this action, this party shall contact the District Attorney's office, 770.822.8400, victim-witness services.

____ 26. Respondent shall immediately attend evaluation, treatment and counseling for (alcohol)(drug)(violence) counseling through a professional treatment program.

SO ORDERED, this _____ day of APR 13 2023, 20____ at 1527 .M.

JW Mitcham

Judge, Gwinnett Superior Court [ ] by designation

Print Name: M. Itcham

Civil Action File No: 23F00839 0

Violation of this Order May Be Punishable By Arrest

Notice to Respondent

1. Violation of this Order may result in immediate arrest and criminal prosecution that may result in jail time and/or fines and/or may subject you to prosecution and penalties for contempt of court.

2. This Order shall remain in effect unless specifically superseded by a subsequent signed and filed Order, by operation of law, or by Order of Dismissal, whichever occurs first. Only this Court can void, modify, or dismiss this Order. Either party may ask, in writing, or during any hearing, that this Court change or dismiss this Order.

3. A person commits the offense of Aggravated Stalking when such person, in violation of a temporary or permanent protective Order prohibiting this behavior follows, places under surveillance, or contacts Petitioner on public or private property for the purpose of harassing and intimidating the other person. This activity can subject the Respondent to arrest and prosecution for the felony Aggravated Stalking, which carries penalties of imprisonment for not less than 1 year or more than 10 years and a fine up to $10,000.00.

Note: This form is promulgated as a Uniform Superior Court Rule under the auspices of O.C.G.A. § 19-13-53. To order a specific provision, please initial in the space provided. The court should delete or otherwise make inoperative any provision in the standardized form which is not supported by the evidence in the case or in order to comply with the court's application of the law and facts to an individual case.

[ ] Transmitted to Georgia Protective Order Registry: By: _____, Deputy Clerk	Date Submitted by Deputy Clerk:

This is to certify this is a true and correct copy of the foregoing Family Violence Ex Parte Order, as the same appears of record in Gwinnett Superior Court . Given my hand and seal of this court,

this _____ day of _____, 20_____.

By: _____, Deputy Clerk, Superior Court, Gwinnett County, GA

Civil Action No. 23F00839

Date Filed 4/13/23

Attorney's Address 4/24 @ 8:30am

Magistrate Court ☐
Superior Court ☒
State Court ☐

Georgia, Gwinnett County

Deja Coleman — Plaintiff

vs.

Daniel Coleman — Defendant

FILED IN OFFICE
CLERK SUPERIOR COURT
GWINNETT COUNTY, GA
23 APR 14 AM 11:40
TIANA P. GARNER, CLERK

Garnishee

Name and Address of party to be served.

Daniel Coleman
1835 Seasons Pkwy
Norcross, GA 30093

Sheriff's Entry Of Service

Received
Family Violence
2023 APR 13 PM 3:53

Personal ☐ I have this day served the defendant Daniel Coleman personally with a copy of the within action and summons.

Notorious ☐ I have this day served the defendant _____ by leaving a copy of the action and summons at his most notorious place of abode in this County.

Delivered same into hands of _____ described as follows

age, about _____ years; weight, about _____ pounds; height, about _____ feet and _____ inches; domiciled at the residence of defendant.

Corporation ☐ Served the defendant _____ a corporation

by leaving a copy of the within action and summons with _____ in charge of the office and place of doing business of said Corporation in this County.

Tack & Mail ☐ I have this day served the above styled affidavit and summons on the defendant(s) by posting a copy of the same to the door of the premises designated in said affidavit, and on the same day of such posting by depositing a true copy of same in the United States Mail, First Class in an envelope properly addressed to the defendant(s) at the address shown in said summons, with adequate postage affixed thereon containing notice to the defendant(s) to answer said summons at the place stated in the summons.

Non Est ☐ Diligent search made and defendant _____ not to be found in the jurisdiction of this Court.

This 13th day of April, 2023.

6:50 pm

Cpl. Adams 501394
Deputy

Sheriff Docket _____ Page _____

Gwinnett County, Georgia

WHITE: Clerk CANARY: Plaintiff / Attorney PINK: Defendant

SC-2 Rev.3.13

Civil or Criminal Action No. 23F00839

Date Filed 4/13/23

Magistrate Court ☐ State Court ☐
Superior Court ☐ Probate Court ☐
Georgia, GWINNETT COUNTY

Address where the order is to be executed:
1935 Seasons Pkwy
Norcross, GA 30093

Deja Coleman
Plaintiff
VS.
Daniel Coleman
Defendant

FILED IN OFFICE
CLERK SUPERIOR COURT
GWINNETT COUNTY, GA
23 APR 14 AM 11:40
TIANA P. GARNER, CLERK

SHERIFF'S ENTRY OF SERVICE - EXECUTION OF COURT ORDER

TYPE OF ORDER

☑ TPO Under the Family Violence Act
☐ Judgement Under the Family Violence Act
☐ Special Conditions of Bond
☐ Probate Order ☐ Other (explain) _____
☐ Writ of Possession-Seizure
☐ Writ of Possession-Eviction
☐ fi.fa. Levy

PURPOSE OF ORDER

☐ Retrieve Plaintiff's Property ☐ Return Keys ☐ Effectuate custody of children
☑ Retrieve Defendant's Property ☐ Apprehend Person
☐ Return residence to: ✓ Plaintiff ____ Defendant ____ Landlord
☐ Other: _____

Date order was executed: 4/13/23 Time order was executed: from 1850 to 1930
Total Time: 40 min Persons Present (Include all Civilians & all Deputy Sheriff's):
Cpl. Adams, D/S Page, D/S Reynolds
D/S Hall, D/S Fountain, Daniel Coleman

☐ Execution of order incomplete because: _____

☐ To be rescheduled through Civil Office

Any unusual occurrence? ✓ no ____ yes (explain) [use supplemental sheet if more space is needed]
Daniel Coleman was personally served at 1935 Seasons Pkwy. Defendant was given ≈ 40 minutes to retrieve property from the residence. Petitioner was notified of service and safety plan.

Arrested _____ for violation of _____

This 13th day of April 2023

Cpl. Adams, 501388
DEPUTY SHERIFF

GWINNETT COUNTY, GEORGIA

WHITE: Clerk Canary: Plaintiff

ORI NUMBER: _____

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

Deja Coleman
Petitioner

v.

Daniel Coleman JR.
Respondent

* * * * * * * * *

Civil Action File No:
23F008390

FILED IN OFFICE
CLERK SUPERIOR COURT
GWINNETT COUNTY, GA
2023 APR 17 PM 1:22
TIANA P. GARNER, CLERK

PETITIONER'S VOLUNTARY DISMISSAL OF FAMILY VIOLENCE PETITION WITHOUT PREJUDICE, PRIOR TO ISSUANCE OF 12 MONTH/PERMANENT PROTECTIVE ORDER

Comes now Deja Coleman (your name), I am the Petitioner in this case and I hereby voluntarily dismiss the above-styled action, as follows:

1.

On 4/13/2023 (date of prior order), the Court entered a Family Violence Ex Parte Protective Order. A hearing is scheduled on my petition is scheduled to be heard on 4/24/2023. I am filing this voluntary dismissal prior to any other protective order being entered other than the aforementioned Ex Parte Order.

2.

I swear and attest that the following statements are true and correct: (initial all provisions that apply.)

DC There is no counter petition or other family violence petition filed by the above listed Respondent against me. (If there is such an action filed against you, you cannot dismiss this action without court approval.)

DC No one has coerced me, directly or indirectly, to file this Voluntary Dismissal.

3.

I wish to have the court dismiss this action and the Ex Parte Protective Order for the following reasons:

I only wanted a TPO because my family & I were facing eviction & a number of financial problems. I wanted out of my lease & time away from my husband without his input to make my own decisions. I was unaware of how this process worked. I just wanted time away from the respondent.

Nothing more. I might have exaggerated a few things because I was desperate while facing financial hardships. I wish I did my research before filing.

3.

I hereby attest that the facts contained herein are true and correct.

This 17 day of April, 2023.

Deja Coleman
Petitioner

Pease Print: (IF YOU ARE STAYING AT A CONFIDENTIAL LOCATION OR HAVE AN UNLISTED PHONE NUMBER, PLEASE PROVIDE AN ALTENATE ADDRESS AND TELEPHONE NUMBER WHERE COURT NOTICES CAN BE SENT. THE ADDRESS AND TELEPHONE NUMBER YOU PROVIDE BELOW BECOMES A PUBLIC RECORD.)

Name: Deja Coleman

Address:

Daytime Phone: 678-826-7116

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

Deja Coleman,

Petitioner,

vs. Civil Action No. 23F 008390

Daniel Coleman JR.,

Respondent.

CERTIFICATE OF SERVICE

I hereby request that the Clerk of Court mail notice of **PETITIONER'S VOLUNTARY DISMISSAL OF FAMILY VIOLENCE PETITION WITHOUT PREJUDICE, PRIOR TO ISSUANCE OF 12 MONTH/PERMANENT PROTECTIVE ORDER** to the opposing party at the following address:

2909 Campbellton RD. SW

I further certify, under penalty of perjury, that the above address is true and correct to the best of my knowledge.

This 17 day of April, 2023.

Deja Coleman
Petitioner

Please note that you must serve the other party with a copy of your Motion and a Rule Nisi signed by the Judge. If you fail to do so, the Court cannot hear your case. As the moving party, it is your responsibility to ensure that the other party is served.

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

Deja Coleman
Petitioner

Daniel Coleman, Jr.
Respondent

Civil Action File No: 23F008390

DISMISSAL OF TEMPORARY PROTECTIVE ORDER
(Family Violence & Stalking) OR INITIAL PETITION/ COUNTER PETITION

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Petition for Temporary Protective Order/Relief filed on the 13 day of April, 2023, is hereby dismissed without prejudice:

[X] on [X] Petitioner's [ ] Respondent's [ ] Both parties; Written Motion to Dismiss ~~(see signature(s) below);~~ Filed 4/17/23

[X] on [X] Petitioner's [ ] Respondent's [ ] Both parties; failure to appear and proceed; appeared

[ ] on [ ] Petitioner's [ ] Respondent's failure to prove by a preponderance of the evidence the allegations contained in the Petition/Counter Petition for Temporary Protective Order; including [ ] venue; [ ] family relationship; [ ] a felony; [ ] one of the statutory misdemeanor(s) designated as a FV offense; [ ] a past act of FV; [ ] that an act of FV may occur in the future; *(Stalking Petitions)* [ ] repeated acts of following, surveilling or contacting; [ ] that the purpose was to harass and intimidate; [ ] that Petitioner is in reasonable fear for personal safety or safety of family member; [ ] a pattern of harassing and intimidating behavior which serves no legitimate purpose;

(Specify evidentiary findings & legal reasoning.)_____

FILED IN OFFICE
CLERK SUPERIOR COURT
GWINNETT COUNTY, GA
2023 APR 24 AM 8:42
TIANA P. GARNER, CLERK

[ ] there is a lack of service of process on [ ] Petitioner's [ ] Respondent's [ ] Both parties.

[ ] Other: _____

In the event "other" is checked, this is done pursuant to Uniform Superior Court Rule under the auspices of O.C.G.A. 19-13-53 requiring the court to delete or otherwise make inoperative any provision in the standardized form which is not supported by the evidence in the case or in order to comply with the court's application of the law and facts to an individual case.

SO ORDERED, this 24 day of April, 2023 at 8:40 A.M.

[signature]
Judge, Gwinnett Superior Court [X] by designation

Print Name: VEHeard

Consent Motion to Dismiss: _____ Petitioner _____ Respondent

[ ] Transmitted to Georgia Protective Order Registry: By: _____, Deputy Clerk	Date Submitted by Deputy Clerk:

This is to certify this is a true and correct copy of the foregoing Dismissal of Temporary Protective Order, as the same appears of record in Gwinnett Superior Court. Given my hand and seal of this court, this _____ day of _____, 20_____.

By: _____, Deputy Clerk, Superior Court, Gwinnett County, GA

C E R T I F I C A T E

STATE OF GEORGIA

COUNTY OF GWINNETT

I hereby certify that the foregoing transcript is a true, correct, and complete record of the said proceeding; that I am not a relative, attorney, or counsel of any of the parties, nor am I financially interested in the action.

This, the 20th day of September 2026

Sheila L. Leicht
Certified Court Reporter
Certificate No. B-2378

(Seal)

