

DEKALB COUNTY SUPERIOR COURT **FILED**

STATE OF GEORGIA

2006 JAN -6 A 9:31

IN. RE:

Virginia Coleman High,  
Plaintiff,

CLERK OF SUPERIOR COURT  
DEKALB COUNTY GA  
Civil Action  
Case No.: ~~06~~CV13742-03

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George W. High, Sr.  
Movant.

Vs.

Virginia Coleman High  
Respondent

**CONTESTED MATTER**

**MOTION TO RESTORE PLAINTIFF'S FORMER NAME**

NOW COMES, George W. High, Sr., acting in Pro Se and the Defendant in the above styled proceeding, files this his Brief in Support of Motion To Restore Plaintiff's Former Name, and as grounds therefore, respectfully shows this Court as Follows:

1.

On # 12, Plaintiff failed to check box to Restore Former Name and that is the only issue of contention in the above proceeding. With this Honorable Courts permission movant will address why Plaintiff name should be restored to Coleman or any other name that she so desires i.e. Smith, Brown or Jones, but movant emphatically and in no uncertain terms will agree to Plaintiff retaining the High's Good Family Name under the guise of being "one of us."

2.

**On # 7**, the Plaintiff checked that we had no minor children, although she does have two “Mamas Boys”, Eric L. High 41 years old and George W. High, Jr. 37, who are still occasional dependants. However, that would not justify her retaining The High’s Good Family Name.

3.

**On # 9** The plaintiff correctly checked that we were both satisfied with the martial property Division and because George High now lives in an “old folks High-rise” (2 blocks from this courthouse), I bequest to the Plaintiff the Refrigerator, washer, dryer and any other personal effects in the garage and elsewhere. Because Plaintiff has everything that is more the reason why she should not retain the High’s Good Family Name.

4.

**On # 10** The plaintiff checked that we have no outstanding joint or marital debt, so in essence with plaintiff relinquishing the High’s Good Family Name, that would assure her that I would/could not further encumbrance her Good Family Name, (Coleman).

5.

**On # 13 (a)** The plaintiff checked that **Our Marriage Is Irretrievably Broken...and** there is no hope that we will get back together, which is all-the-more reasons that the plaintiff should be happy to relinquish the High’s Good Family Name.

6.

On, FOR THESE REASONS, I REQUEST THE FOLLOWING RELIEF, plaintiff checked (a) That I be granted a total divorce from the Defendant (b) That the Settlement Agreement signed by the parties be incorporated into the final Judgment and Decree of Divorce. Now I ask this Honorable Court if these are the words of one who should keep the High's Good Family Name, because after all when you Divorce the spouse you also Divorce the In-laws, and "Blood is thicker than water."

7.

Finally plaintiff does have 6 grand children, 1 in Florida and 5 that lives with their mother "and" father in Dekalb, County, all whose last name is High, whom the plaintiff "Dearly Loves" and in the last 5 years has "adamantly" refused to move further that 15 minutes from them. Nevertheless, her relinquishing of the High's Family Good Name would not in any way create any hardship or hinder her relationship in any way because 3 of them are teenagers.

**WHEREFORE**, Movant respectfully request that this Motion be inquired into and sustained, and **WHEREAS**, The Movant does Pray:

- (a) That this Court enter a **STRICT COMPLIANCE ORDER** that Respondent shall make application for name change within 30 days or less from the date that this Court grant plaintiff **MOTION FOR DIVORCE**.
- (b) In the event plaintiff fails to comply with said order in the allocated time, she shall then be held in **CONTEMPT OF COURT**.
- (c) That this Court issue sanctions of not less than \$500.00 per day beginning on the 31<sup>st</sup> day and continuing until such time that the Respondent duly purges herself of contempt by causing to be filed any/all required pleadings with the Clerk of Dekalb County Superior Court seeking to cure the contempt.

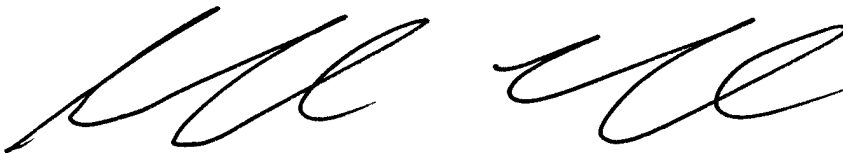
- (d) As per that Settlement agreement incorporated into the final Judgment and Decree of Divorce, the last paragraph on page 3 ... "In the event that any dispute occur regarding this agreement, the prevailing party shall be entitled to reasonable attorney's fees regarding such enforcement."
- (e) That this court set a hearing date for this matter pursuant to the time requirements as the court deems ample for the Respondent to comply with the following:

After having name changed Respondent shall, "with all haste" make all of the necessary changes and notify and change name on Driver License, Social Security, Automobile title, Auto Insurance, health and Life insurance, all credit cards, bank cards, saving and checking accounts, I.R.S., All 3 Credit bureaus, any/all leases, any/all information with current and future employer's, so after 6 months, the name High shall not appear on any thing personal or business associated with the Respondent.

Movant request that this court be the final arbiter and require an update every 60 days with the case being closed within 6 months from the date of Divorce.

Let the record reflect that the Movant is not contesting the Divorce, to the contrary, and if Plaintiff wished to dissolve this marriage of almost 40 years, then so be it, but should she so choose to spend eternity in Heaven or in Hell, she will not be checking in as Mrs. High...

**WHEREFORE**, for the reasons enumerated above and the extraordinary circumstances, Movant prays that this court grant such additional relief as it may deem proper and just in this matter, Inclusive of any/all attorney fees for Movant's counsel for the bringing and prosecution of any action pertaining to this Divorce.



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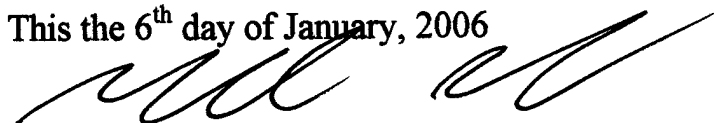
**CONTESTED MATTER**

**CERTIFICATE OF SERVICE**

This is to certify that a copy of the forgoing **MOTION TO RESTORE PLAINTIFF'S  
FORMER NAME** was served on Respondent by depositing a copy of the same in the U.S.  
Mail, with adequate postage thereon, to:

Virginia Coleman High  
6715 Jojanne Ln.  
Lithonia, Ga. 30038

This the 6<sup>th</sup> day of January, 2006



George W. High, Sr. Prop Se Litigant  
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