

**BEFORE THE OFFICE OF STATE ADMINISTRATIVE HEARINGS
STATE OF GEORGIA**

**DAVID ROWAN, DONALD GUYATT,
ROBERT RASBURY, RUTH
DEMETER, and DANIEL COOPER,
Petitioners/Challengers,**

v.

**MARJORIE TAYLOR GREENE,
Respondent/Candidate.**

**Docket No.: 2222582
2222582-OSAH-SECSTATE-CE-57-
Beaudrot**



ORDER ON MOTION TO TAKE PARTY DEPOSITION


This matter concerns Petitioners' challenges to the Respondent's qualifications for office pursuant to Code Section 21-2-5. The hearing in this matter is set for Wednesday, April 13, 2022, at the Office of State Administrative Hearings (OSAH) commencing at 9:30 a.m.

On March 28, 2022, Petitioners filed a Motion to Take Party Deposition. In the motion, Petitioners request that the Court direct Respondent to appear for a deposition on April 11, 2022 at a mutually agreeable location. Petitioners also requested a shortened timeframe for Respondent to file a response and a hearing on the motion. Respondent filed an objection and motion to stay the Motion to Take Party Deposition on April 3, 2022.

Proceedings before OSAH are administrative in nature. Depositions in proceedings before OSAH are permissible by order of the Court. OSAH Rules 616-1-2-.16 and 616-1-2-.20. Such discovery in OSAH proceedings is the exception, and not the rule, however. OSAH proceedings are not subject to the Georgia Civil Practice Act and its extensive provisions pertaining to discovery.¹

Given the expedited nature of this matter, it is impracticable and unrealistic to require a deposition of Respondent prior to the scheduled hearing date. Accordingly, after consideration of Petitioners' Motion to Take Party Deposition, it is **DENIED**.

SO ORDERED, this 4th day of April, 2022.


Charles R. Beaudrot
Administrative Law Judge



¹ See, e.g., *Ga. State Bd. of Dental Exam'rs v. Daniels*, 137 Ga. App. 706, 709 (1976).

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Subject: Taylor-Green v. Cooper, Demeter, Rasbury, Guyatt, and Rowan 2222582
Date: Monday, April 04, 2022 4:05:00 PM
Attachments: [2222582 Order on Deposition.pdf](#)
[2222582 Order on Motions to Appear.pdf](#)

Good afternoon,

Please find the attached Orders. Thank you.

Best,

Devin Hamilton

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Go to www.osah.ga.gov for hearing dates, procedures, and other helpful information.

The Staff at the Office of State Administrative Hearings is not authorized to provide legal advice.

OSAH does not accept motions, requests for continuances, or conflict letters embedded in an email. You may prepare and file a motion and proof of service electronically, pursuant to OSAH Rules 4 and 16, by attaching the documents to an e-mail in either Microsoft Word or PDF format. You are required to serve the motion in accordance with OSAH Rule 11. Your motion and the response, if any, will be presented to the Judge for his/her consideration. Once an Order is issued by the Judge, a copy of that Order will be sent to all parties or their counsel of record. For your convenience, below is the link to our procedural rules: <https://osah.ga.gov/wp-content/uploads/2020/07/003-Last-Revised-July-2020-2.pdf>