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2-29-2008

Order Regarding Uncontested Claims (LARRIE  
GRANT PLYMEL)

Alice D. Bonner  
*Superior Court of Fulton County*

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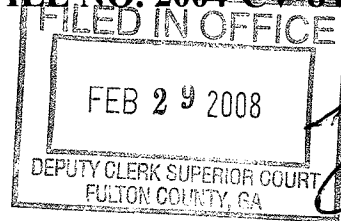
Bonner, Alice D., "Order Regarding Uncontested Claims (LARRIE GRANT PLYMEL)" (2008). *Georgia Business Court Opinions*. Paper 4.  
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IN THE SUPERIOR COURT OF FULTON COUNTY  
STATE OF GEORGIA

LARRIE GRANT PLYMEL, *et al.*, )  
 )  
 Plaintiffs, )  
 )  
 v. )  
 )  
 TEACHERS RETIREMENT SYSTEM )  
 OF GEORGIA, *et al.*, )  
 )  
 Defendants. )  
 )  
 \_\_\_\_\_ )

CIVIL ACTION  
FILE NO. 2004-CV-84312



CLASS ACTION

**ORDER REGARDING UNCONTESTED CLAIMS**

This Court makes the following order to govern the parties if there is an appeal from the Final order and Judgment entered simultaneously herewith:

1.

Defendants sought to have this Court order that the applicable statute of limitations concerning Plaintiffs' claims is the six year limitation set forth in O.C.G.A. § 9-3-24 for actions on simple written contracts, and that such limitation commences to run on the dates of class members' retirements. Defendants do not challenge the claims of class members for whom past benefits and future adjustments are owed (to retirees, their TRS beneficiaries, or the estates of either, if applicable) for any claims resulting from the retirements of class member

retirees beginning April 8, 1998, being six (6) years from the filing date of the complaint, on April 8, 2004, (the “uncontested claims”).

2.

Therefore, if there is an appeal by any party from the Final Order and Judgment, Defendants are enjoined and ordered to comply with the terms of the Final Order and Judgment with respect to all uncontested claims. Should any appeal include a challenge to an award of interest as provided in the Final Order and Judgment, Defendants shall apply and pay interest at the rate of 4 ½% per annum, that being the rate claimed to be owed by Defendants. Payments of interest will be adjusted, if necessary to comply with the judgment on remittitur following appeal.

3.

In addition to the foregoing, Defendants shall comply with the provisions of the Final Order and Judgment with respect to incentive payments to the named Plaintiffs and with respect to payment of costs and attorneys’ fees as to each class member to whom payment is made, notwithstanding any appeal.

SO ORDERED, this 29 day of February, 2008.

Alice D. Bonner  
Alice D. Bonner, Senior Judge  
Superior Court of Fulton County

**Prepared by:**

**Counsel for Plaintiffs:**

HARDY GREGORY, JR., Of Counsel  
Georgia Bar No. 310100  
DAVID A. FOREHAND, JR.  
Georgia Bar No. 006860  
Davis, Forehand & Lawson  
P. O. Box 5005  
Cordele, GA 31010  
(229) 271-9323

BOBBY LEE COOK  
Georgia Bar No. 183100  
Cook & Connelly  
9899 South Commerce Street  
P. O. Box 370  
Summerville, Georgia 30747  
(706) 857-3421

RICHARD H. SINKFIELD  
Georgia Bar No. 649100  
Rogers & Hardin LLP  
2700 International Tower, Peachtree Ctr.  
229 Peachtree Street, N.E.  
Atlanta, GA 30303-1602  
(404) 420-4605