

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

<b>ELIZABETH HADAWAY</b>	)	
<b>Petitioner</b>	)	
	)	
<b>v.</b>	)	
	)	<b>CIVIL ACTION FILE</b>
<b>DAVID KELLY, THE</b>	)	
<b>Respondents</b>	)	

**PETITION FOR MANDAMUS**

COMES NOW, Elizabeth Hadaway, as Petitioner, and files this Petition for Mandamus, respectfully showing the Court as follows:

1.

Respondent David Kelly is the Interim Director of DFCS, Region VI, which includes Baldwin, Bibb, Crawford, Houston, Jones, Monroe, Peach, Pulaski, Putnam, Twiggs, and Wilkinson Counties, is subject to the jurisdiction of this Court., and can be served at 456 Oglethorpe Street, Macon, Bibb County, Georgia.

4.

Respondent Wilkinson County DFCS is subject to the jurisdiction of this Court and can be served at 103 Payne Street, Irwinton, Wilkinson County, Georgia.

5.

By virtue of final decree entered the 30<sup>th</sup> day of March, 2007 in Civil Action No. 07CV-46353, Superior Court of Bibb County, Georgia; petitioner was awarded full legal custody of the minor child Emma Rose Berlowitz, Female, d/o/b 04/17/2000.

6.

Respondents are now illegally detaining and have for some period of time illegally detained said minor child from petitioner at the following address: 4150 Laurel Branch Road, Ivey, Wilkinson County, Georgia.

7.

Petitioner has demanded said child from Respondents, but Respondents have continuously refused said demands.

8.

Respondents are illegally detaining said child from Petitioner without cause or justification, and Petitioner is entitled to the possession and custody of said child.

WHEREFORE, petitioner prays for the issuance of a writ of habeas corpus directed to Respondent, commanding him to produce said minor child before this court and to show cause why custody of said minor child shall not be returned to petitioner.

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Michael S. Winner, Esq.  
Attorney for Petitioner  
State Bar of Georgia #118306

*Prepared by:*  
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<b>ELIZABETH HADAWAY</b>	)	
<b>Petitioner</b>	)	
	)	<b>CIVIL ACTION FILE</b>
<b>v.</b>	)	<b>NO. _____</b>
	)	
<b>THE WILKINSON COUNTY</b>	)	
<b>DEPARTMENT OF FAMILY AND</b>	)	
<b>CHILDREN'S SERVICES, SANDY COX,</b>	)	
<b>DIRECTOR, WILKINSON COUNTY</b>	)	
<b>DEPARTMENT OF FAMILY AND</b>	)	
<b>CHILDREN'S SERVICES, LISA</b>	)	
<b>REDDICK, GLEN REDDICK, THE</b>	)	
<b>HONORABLE JOHN LEE PARROT, THE</b>	)	
<b>WILKINSON COUNTY SHERIFF'S</b>	)	
<b>DEPARTMENT, RICHARD CHAPMAN,</b>	)	
<b>WILKINSON COUNTY SHERIFF</b>	)	
<b>Respondents</b>	)	

**VERIFICATION**

Personally appeared before me, the undersigned notary public duly authorized in the State of Georgia to administer oaths, ELIZABETH HADAWAY, who after being duly sworn, deposes and states that she is the Petitioner in the foregoing action and that the facts contained in the attached WRIT OF HABEAS CORPUS and the attached BRIEF SUPPORTING PETITIONER'S WRIT OF HABEAS CORPUS are true and correct to the best of her knowledge, information and belief.

\_\_\_\_\_  
Elizabeth Hadaway

Subscribed and sworn to, before me  
this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

[SEAL]

\_\_\_\_\_  
Notary Public  
My Commission Expires: \_\_\_\_\_