



Connie Taylor, Clerk of Superior Court  
Cobb County, Georgia

IN THE SUPERIOR COURT OF COBB COUNTY  
STATE OF GEORGIA

NATHAN WADE,

Plaintiff,

v.

JOYCELYN WADE,

Defendant.

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CIVIL ACTION

FILE NO. 21108166

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**DEFENDANT'S THIRD MOTION TO EXTEND MEDIATION DEADLINE**

COMES NOW, Defendant, JOYCELYN WADE, by and through her counsel of record and files this her *Third Motion to Extend Mediation Deadline* in the above-referenced matter. In support of her Motion, Defendant hereby shows this Honorable Court the following:

**Procedural History and Factual Background**

1.

This divorce action was filed on November 2, 2021.

2.

On November 3, 2021, Defendant was served with a copy of the *Complaint for Divorce*.

3.

On November 30, 2021, Defendant filed her *Answer to Complaint for Divorce and Counterclaim for Divorce*, and served Plaintiff with *Defendant's First*

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*Third Motion to Extend Mediation Deadline*

*Continuing Interrogatories to Plaintiff and Defendant's First Request for Production of Documents and Notice to Produce to Plaintiff* (hereinafter Defendant's "Discovery Requests"). Plaintiff inadequately responded to Defendant's Discovery Requests on December 27, 2021, and on January 14, 2022, Defendant served Plaintiff with a letter pursuant to USCR 6.4(b) requesting more complete responses. No further responses were received.

4.

On January 3, 2022, the parties were served with a copy of a Notice of ADR Referral, which required that the parties schedule mediation prior to February 3, 2022.

5.

As Plaintiff continuously failed to provide any substantive responses to Defendant's discovery requests, Defendant was forced to file a *Motion to Compel Discovery* on February 15, 2022.

6.

On February 17, 2022, the Cobb County ADR office served the parties with a Notice of Mediation Conference indicating that mediation was scheduled for April 18, 2022.

7.

Due to Plaintiff's refusal to provide sufficient discovery, another correspondence pursuant to 6.4(B), dated April 4, 2022, was sent to Plaintiff outlining all discovery deficiencies.

8.

As no response to Defendant's 6.4(B) correspondence dated April 4, 2022 was received, preventing Defendant from preparing for mediation, Defendant filed a *Motion to Extend Mediation Deadline* on April 12, 2022. Said *Motion to Extend Mediation* remains unopposed.

9.

On February 21, 2023 Defendant filed an *Amended Motion to Compel Discovery*, and on May 10, 2023 this Honorable Court entered its *Order Granting Defendant's Motion to Compel and Compelling Plaintiff to Provide Discovery Responses*. Pursuant to said Order, Plaintiff was ordered to provide all outstanding documents to Defendant no later than May 8, 2023.

10.

On June 15, 2023, more than one month after the court-imposed deadline, Plaintiff again inadequately responded to Defendant's Discovery Requests. Plaintiff failed to adequately produce and serve most of the required documents as delineated in the *Order Granting Defendant's Motion to Compel*. Plaintiff further failed to provide any interrogatory responses whatsoever.

11.

Defendant filed her *Motion for Citation of Contempt and Second Motion to Extend Mediation Deadline* on August 2, 2023. The parties then appeared for a hearing on said Motion on August 17, 2023, and the Court issued its Order on

*Defendant's Motion for Citation of Contempt and Second Motion to Extend Mediation Deadline* on the same day. Defendant's Motion was granted in full. The Court found Plaintiff in willful contempt of its May 10, 2023 Order and stated that "[Plaintiff] may purge himself of this contempt by delivering the discovery described in Paragraphs seven (7) and eight (8) of Defendant's Motion... within 10 days of the entry of this Order." The Court also extended the mediation deadline for another ninety (90) days and reserved the issue of attorney's fees.

12.

Since the entry of the August 17, 2023 Order, Plaintiff provided only piecemeal additional discovery documents but still has not fully responded to discovery. Plaintiff has failed to provide, for example, personal financials and/or financials for his business(es) including but not limited to tax returns, bank accounts, and credit card accounts related to Plaintiff's business(es), and account statements for his individual bank and credit card accounts. Plaintiff has also failed to provide adequate tax documents for both himself and his business(es), as well as basic financial information related to his business(es) so that an income for Plaintiff, or marital value for said business(es), can be calculated by Defendant's expert. Defendant has also discovered that Plaintiff was appointed the Anti-Corruption Special Prosecutor for the Fulton County District Attorney's Office in the matter of *The State of Georgia v. Donald John Trump et. al.*, CAFN 23SC188947, Superior Court of Fulton County, Atlanta, Georgia