

IN THE SUPERIOR COURT OF COBB COUNTY  
STATE OF GEORGIA

NATHAN J. WADE,  
Plaintiff

v.

JOCEYLN WADE,  
Defendants.

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CIVIL ACTION FILE NO.  
21-1-08166-53

  
Connie Taylor, Clerk of Superior Court  
Cobb County, Georgia

**ORDER OF VOLUNTARY RECUSAL**

The Court hereby issues a voluntary and immediate recusal from issues pending in the above-styled case,

**IT IS HEREBY ORDERED** as follows:

1.

Rule 2.11(A) of the Code of Judicial Conduct states “[j]udges shall disqualify themselves in any proceeding in which their impartiality might reasonably be questioned . . .” Canon 2’s prohibits not only actual impropriety but also the appearance of impropriety. *See* Canon 2(A), Commentary. The test for appearance of impropriety is whether the conduct would create in reasonable minds a perception that the judge’s ability to carry out judicial responsibilities with integrity, impartiality and competence is impaired.

2.

Here the undersigned has received the support of Plaintiff and Plaintiff’s counsel in support of his re-election campaign. That does not require recusal under Rule 2.11. However, the undersigned previously supported Plaintiff and contributed financially to Plaintiff’s 2008 judicial campaign. While *lawyers* contributing to a *judge’s campaign* usually would not create the appearance of impropriety in a reasonable person’s mind, the *judge* having formerly contributed to a *party’s campaign* might.

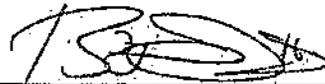
3.

While no party has asked this Court to recuse, the Court adheres strongly to the principle of acting "at all times in a manner that promotes public confidence in the integrity and impartiality of the judiciary." The Court believes considering these facts, it is appropriate for it to *sua sponte* recuse itself from presiding over the instant case. Canon 2(A) of the Code of Judicial Conduct.

4.

The Court ORDERS it be VOLUNTARILY RECUSED from the above case and DIRECTS the Clerk of the Court to re-assign the above cases in accordance with the instant order.

SO ORDERED, this 29 day of July 2022.



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ROBERT D. LEONARD II  
Chief Judge  
Superior Court of Cobb County

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served all interested parties in the within and foregoing matter by depositing a copy of the **Order** dated the 29 day of July, 2022, in the regular United States Mail in the properly addressed envelopes with adequate postage thereon addressed as follows or via email through PeachCourt to counsel of record:

TERRENCE BRADLEY, ESQ.  
ADMIN@THEWBCFIRM.COM

AMY WAGGONER, ESQ.  
AMY@WHFAMILYLAW.COM

DOMANECK THATCH  
DOMANECK.THATCH@COBBCOUNTY.ORG

This 29 day of July, 2022.

  
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Mimi Anna Scaljon, Esq.  
Staff Attorney to  
Judge Robert D. Leonard II