



**SUPREME COURT OF GEORGIA**

Case No. S15C1446

Atlanta, September 8, 2015

The Honorable Supreme Court met pursuant to adjournment.  
The following order was passed.

**OLGA ZARATE-MARTINEZ v. MICHAEL D. ECHEMENDIA et al.**

Court of Appeals Case No. A15A0501

The Supreme Court today granted the writ of certiorari in this case. All the Justices concur.

This case will be assigned to the January 2016 oral argument calendar automatically under Supreme Court Rule 50 (2), as amended September 13, 1996. Oral argument is mandatory in granted certiorari cases.

This Court is particularly concerned with the following issue or issues:

- (1) Did the Court of Appeals err in holding that the petitioner's constitutional challenges to OCGA § 24-7-702 (c) were not distinctly ruled on by the trial court and thus not preserved for appeal? See Rouse v. Dept. of Natural Resources, 271 Ga. 726, 728 (1999).
- (2) If so, do any of those constitutional claims bring this case within this Court's exclusive appellate jurisdiction over "all cases in which the constitutionality of a law . . . has been drawn into question"? Ga. Const. of 1983, Art. VI, Sec. VI, Par. II (1). See Barzey v. City of Cuthbert, 295 Ga. 641, 643 (2014).
- (3) If this case is within this Court's exclusive appellate jurisdiction and the Court of Appeals opinion must therefore be vacated, how should this Court decide the petitioner's appeal?

Briefs should be submitted only on these points. See Supreme Court Rule 45.

**SUPREME COURT OF THE STATE OF GEORGIA**

Clerk's Office, Atlanta

I certify that the above is a true extract from minutes of the Supreme Court of Georgia.

Witness my signature and the seal of said court hereto affixed the day and year last above written.

*Sean C. Fulton*, Chief Deputy Clerk