



SUPREME COURT OF GEORGIA
Case No. S19C1513

February 10, 2020

The Honorable Supreme Court met pursuant to adjournment.

The following order was passed.

RUSSELL N. SEWELL et al. v. ZACHARY G. SEXTON et al.

Court of Appeals Case No. A19A0751

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

All the Justices concur, except Boggs, J., not participating.

This case will be assigned to the May 2020 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:

Did the Court of Appeals err by holding that the liquidated damages provision of the broker-commission portion of the contract constituted an unenforceable penalty?

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 the 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.


, Clerk