

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

STATE OF GEORGIA
Plaintiff.

v.

DEAMONTE KENDRICK,
Defendant.

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)

**CASE NO:
22SC183572**

SECOND RENEWED MOTION FOR BOND

COMES NOW the Defendant in the above-styled case, and moves this Honorable Court to set a reasonable bond pending the disposition of this case, showing the Court the following:

1. That to the present date no bond has been issued for the above-mentioned Kendrick;
2. Kendrick is currently being held in the Fulton County Jail for over two years, since May 9, 2022, charged with the following with nine counts: 1, 2, and 57-63;
3. Kendrick was denied bond in 2022 and 2023 after the State argued that Defendant and his co-defendants were a danger to the community;
4. Since the denial of bond in 2023, the State has presented its case in a plodding manner with no apparent concern that Kendrick and his co-defendants at trial are incarcerated, presenting witness lists that at times have topped 700 witnesses;
5. To date, the State has presented almost 100 witnesses with no end in sight. While the State has argued that Kendrick is a threat to the community, none of the State's 100 witnesses have presented any testimony demonstrating that threat. The State has had 7 months to do so and has failed;

6. Since the denial of bond, the State has offered and entered into plea agreements with at least defendants Murphy, Arnold, Stephens, Grier, Kitchens, Sledge, and Lee, permitting them to return to the community. This offer was despite having previously argued to this honorable Court that those defendants posed a threat to the community. The Court having been convinced by the State's arguments before, should no longer provide the State with the benefit of the doubt. One must now question how much of a threat the State truly believes these defendants pose. Therefore, any arguments made by the State in opposition to this Motion ring hollow;

7. This Court has granted bond to defendant Miles Farley following his severance, from the present trial;

8. That Kendrick poses no significant risk of fleeing from the jurisdiction of this Court or failing to appear in Court when required, and is not an extraordinary bail risk;

9. That Kendrick poses no significant threat or danger to any person, to the community, or any property in the community and will not jeopardize the safety of the community if admitted to bail in this case;

10. That Kendrick poses no significant risk of committing any crime pending trial;

11. That Kendrick poses no risk of intimidating witnesses or otherwise obstructing the administration of justice;

12. Kendrick assures this Court that, if admitted to bail, he will neither flee nor go into hiding but will respond to each and all orders of this Court as directed.

13. "Reasonable bond", by definition, is one which is adequate to assure that the principal accused will return to face the judgment of the Court, but at the same time one

which is attainable by the Defendant. In this case, the Court's failure to set a reasonable bond for Kendrick has kept him incarcerated since the date of his arrest.

14. If Kendrick were to be granted a reasonable bond, and through a surety authorized by the State of Georgia, he could return to his employment, and aid counsel in preparing his defense to the charges in this case.

15. A Rule Nisi is attached hereto for the convenience of the Court.

WHEREFORE, Kendrick prays that the Court set a reasonable surety bond pending the disposition of this case.

Respectfully submitted,

s/ Douglas S. Weinstein

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DEAMONTE KENDRICK,)	
Defendant.)	
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CERTIFICATE OF SERVICE

This is to certify that I have this day served a copy of the foregoing document via electronic filing addressed as follows:

Clerk of Superior Court of Fulton County
136 Pryor Street SW
Atlanta, GA 30303

Fulton County District Attorney's Office
136 Pryor Street SW
Atlanta, GA 30303

The Chambers of the Honorable Paige Reese Whitaker
Judge, Fulton County Superior Court
185 Central Ave., S.W.
Atlanta, GA 30303-3695

This the 23rd day of July, 2024.

/s/ Douglas S. Weinstein
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vs.

**DEAMONTE KENDRICK,
Defendant.**

RULE NISI

WHEREFORE THE DEFENDANT having filed a Renewed Motion for Bond in the above-captioned matter:

IT IS HEREBY ORDERED that the Defendant's Renewed Motion for Bond shall be set down for hearing on a date certain, to wit: on the ____ day of _____ 2023, at _____ o'clock a.m./p.m. in courtroom _____ of the Superior Court of Fulton County, Georgia.

SO ORDERED THIS the ____ day of _____, 2024.

The Honorable Paige Reese Whitaker
Judge, Superior Court of Fulton County, Georgia

Prepared by:
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