

**SEVENTH (7TH) CIRCUIT COURT
SECOND JUDICIAL DISTRICT
OF HINDS COUNTY, MISSISSIPPI**

**BETTY L. SMITH (FORMERLY HEARN)
PLAINTIFF**

**Civil Action(s): 24-22
Refiling: 25CH2:15-cv-000016
25CH2:15-cv-000101**

vs.

**HINDS COUNTY BOARD OF SUPERVISORS
SUPERVISORS ROBERT GRAHAM, BOBBY MCGOWAN,
AND DEBORAH BUTLER-DIXON; DION QUINN (PUBLIC WORKS);
THELMA OWENS (PRIVATE ACTOR);
AND JOHN/JANE DOE(S)
DEFENDANTS**

**APPLICATION TO CLERK
FOR ENTRY OF DEFAULT AND SUPPORTING AFFIDAVIT**

The clerk is requested to enter default against the defendants in the above-entitled action for failure to plead, answer or otherwise defend as set out, in Exhibit A, and in the affidavit hereto annexed:

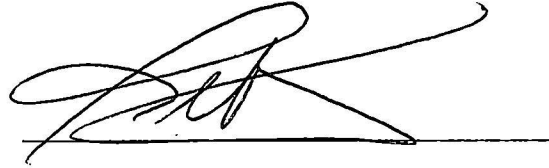
State of Mississippi

County of Hinds

Betty L. Smith, being duly sworn, deposed and says:

1. That she is representing herself pro se, as plaintiff, and has personal knowledge of the facts set forth in this affidavit.
2. That the defendants, The Hinds County Board of Supervisors, and Supervisors Robert Graham, Bobby McGowan, and Deborah Butler-Dixon, and Dion Quinn, Director of Public Works were duly served with a copy of the summons, together with a copy of plaintiff's complaint, on the 30th day of July, 2024.
3. That the defendant, Thelma Owens, a Private Actor, was duly served with a copy of the summons, together with a copy of plaintiff's complaint, on the 2nd day of August, 2024.
4. That more than 30 days have elapsed since the date on which said defendants were served with summons and a copy of the complaint.
5. That the defendants have failed to answer or otherwise defend as to plaintiff's complaint or serve a copy of any answer or other defense which they might have upon the plaintiff.

6. That the affidavit is executed by affiant herein in accordance with Rule 55(a) of the Mississippi Rules of Civil Procedure, for the purpose of enabling the plaintiff to obtain an entry of default against the defendants, for their failure to answer or otherwise defend as to the plaintiff's complaint.

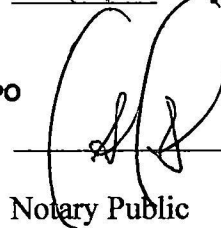


Betty L. Smith (formerly Hearn), *pro se*
13014 N Dale Mabry Highway, 321
Tampa, Florida 33618
813-451-2337

Sworn to and subscribed before me this the 19 day of September, 2024.



ALYUNEYS CRESPO
Notary Public
State of Florida
Comm# HH500284
Expires 3/5/2028


Notary Public

Certification

I certify that Plaintiff, on September 19, 2024, mailed a copy of this motion to The Honorable Robert Graham, President, Hinds County Board of Supervisors, 316 S. President Street, Jackson, MS 39201, Ms. Thelma Owens, 1072 Smith Drive, Raymond, MS 39154, and Mr. Kenneth R. Dreher, 111 Hillmont Circle, Clinton, MS 39056, Counsel to the Honorable Isla Tullos.

Respectfully Submitted,



Betty L. Smith (formerly Hearn)
13014 N Dale Mabry Hwy, 321
Tampa, Florida 33618
813-451-2337

Exhibit "A"

Date Filed	#	Docket Text
07/09/2024	<u>2</u>	COMPLAINT against DEBORAH BUTLER DIXON, HINDS COUNTY BOARD OF SUPERVISORS, BOBBY MCGOWAN, THELMA OWENS, DION QUINN, SUPERVISORS ROBERT GRAHAM, filed by BETTY L SMITH. (Attachments: # <u>1</u> Civil Cover Sheet,) (CW) (Entered: 07/09/2024)
07/09/2024	<u>3</u>	SUMMONS Issued to ISLA TULLOS (Entered: 07/09/2024)
07/09/2024	<u>4</u>	SUMMONS Issued to THELMA OWENS. (CW) (Entered: 07/09/2024)
07/09/2024	<u>5</u>	SUMMONS Issued to ROBERT GRAHAM (CW) (Entered: 07/09/2024)
08/06/2024	<u>6</u>	<i>Answer/Response to Complaint</i> ANSWER to Complaint by Isla Tulllos. (Dreher, Kenneth) (Entered: 08/06/2024)
08/07/2024	<u>7</u>	PROOF OF SERVICE TO THELMA OWENS. (Entered: 08/07/2024)
08/07/2024	<u>8</u>	PROOF OF SERVICE TO Isla Tulllos. (Lyons, Dawn) (Entered: 08/07/2024)
08/07/2024	<u>9</u>	PROOF OF SERVICE TO ALISON KIDD. (Lyons, Dawn) (Entered: 08/07/2024)

MEC Service Center			
Transaction Receipt			
09/18/2024 10:50:52			
You will be charged \$0.20 per page to view or print documents.			
MEC Login:	bs9876	Client Code:	
Description:	Docket Report	Search Criteria:	25CI2:24-cv-00022-EFP
Billable Pages:	1	Cost:	0.20

Betty L. Smith
13014 N. Dale Mabry Highway, 321
Tampa, Florida 33618
bhearn1@verizon.net
813-451-2337

September 19, 2024

The Honorable E. Faye Peterson, Judge
c/o Clerk of the Court
Hinds County Circuit Court
407 East Pascagoula St.
P.O. Box 22711
Jackson, MS 39225-2711
Phone: 601.714.6222

Subject: Request for Clarification and Filing of Enclosed Documents

Reference: Civil Action 24-22, Smith v. Hinds County Board of Supervisors, et al

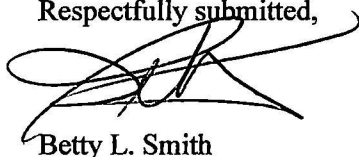
Dear Honorable Judge Peterson:

Given your assignment to this Subdistrict 2 case, it is unclear if this letter was to be directed to the Clerk's office in Raymond or Jackson. In either case, as *pro se* litigants are not permitted to file via MEC, this letter, sent to your Jackson address, requests that the following enclosed documents are directed to the correct clerk and docketed on my behalf. Additionally, please notify me of where to send my documents going forward. Also, I ask that all future correspondence be mailed to my address above.

1. Application to Clerk for Entry of Default and Supporting Affidavit
2. Motion for Default Judgment
3. Motion for Declaration Removing Mayor Isla Tullos, in/on, Behalf of the City of Raymond, as Potentially Interested Parties, and to Deny Counterclaim for Attorney Fees

Thank you.

Respectfully submitted,



Betty L. Smith

cc: The Honorable Robert Graham, President, Hinds County Board of Supervisors, 316 S. President Street, Jackson, MS 39201, Ms. Thelma Owens, 1072 Smith Drive, Raymond, MS 39154, and Mr. Kenneth R. Dreher, 111 Hillmont Circle, Clinton, MS 39056, Counsel to the Honorable Isla Tullos