

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

STATE OF GEORGIA

Case Number: 1:23-cv-03720-SCJ

v.

DAVID J. SHAFER

Defendant.

**DEFENDANT'S WAIVER OF RIGHT TO BE PRESENT AT
EVIDENTIARY HEARING SET FOR
SEPTEMBER 20, 2023**

I, David J. Shafer, the Defendant in the above-captioned action, having been advised of, and fully understanding, my right to be present at all stages of the proceedings in this action, file this Waiver of Right to Be Present at Evidentiary Hearing Set for September 20, 2023 (Waiver), and hereby knowingly, voluntarily and unambiguously waive my right to be present at the hearing set for Wednesday, September 20, 2023. *See Doc. # 4.* No force has been used on me, and no threats or promises have been made to me, by any person in an effort to have me waive my right to be present at the hearing.

I respectfully request that the Court proceed with the hearing pursuant to this Waiver and voluntarily agree that my interests will be represented at all times during

the hearing by the presence of my legal counsel the same as if I were personally present in Court.

Pursuant to 28 U.S.C. § 1746, I certify under penalty of perjury that the foregoing statements are true and correct.

Respectfully submitted, this 18th day of September, 2023.



David J. Shafer



Craig A. Gillen
Georgia Bar No. 294838
Anthony C. Lake
Georgia Bar No. 431149
GILLEN & LAKE LLC
400 Galleria Parkway
Suite 1920
Atlanta, Georgia 30339
(404) 842-9700
egillen@gwllawfirm.com

Counsel for David J. Shafer

CERTIFICATE OF COMPLIANCE

The undersigned hereby certifies, pursuant to LCivR 7.1(D), that the foregoing document has been prepared with one of the font and point selections (Times New Roman, 14 point) approved by the Court in LCivR 5.1(B).

/s/ Craig A. Gillen _____
Craig A. Gillen
Georgia Bar No. 294838
Anthony C. Lake
Georgia Bar No. 431149
GILLEN & LAKE LLC
400 Galleria Parkway
Suite 1920
Atlanta, Georgia 30339
(404) 842-9700
cgillen@gwllawfirm.com

Counsel for David J. Shafer

CERTIFICATE OF SERVICE

The undersigned hereby certifies that he, this 18th day of September, 2023, the undersigned served the foregoing document by filing the document via the Court's Case Management/Electronic Case Filing (CM/ECF) system, which will automatically serve notice of such filing on all attorneys of record.

/s/ Craig A. Gillen _____

Craig A. Gillen

Georgia Bar No. 294838

Anthony C. Lake

Georgia Bar No. 431149

GILLEN & LAKE LLC

400 Galleria Parkway

Suite 1920

Atlanta, Georgia 30339

(404) 842-9700

cgillen@gwllawfirm.com

Counsel for David J. Shafer