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STATUTE OF LIMITATIONS - GEORGIA

Villeda v. City of Morven

Court of Appeals of Georgia - October 14, 2025 - S.E.2d - 2025 WL 2910472

Personal-injury plaintiff brought action against city, alleging city was liable for his injuries.

The trial court granted city's motion to dismiss, holding that plaintiff did not comply with statutory requirements for service of an ante litem notice against city because the notice was addressed to city's former mayor rather than its current mayor. Plaintiff appealed.

The Court of Appeals held that service of ante litem notice to city's former mayor, instead of current mayor, was statutorily sufficient.

Personal-injury plaintiff's service of ante litem notice to city's former mayor, instead of current mayor, was sufficient under statute governing claims for money damages against municipal corporations on account of injuries to person or property; even if notice was addressed to post office box rather than street address, included name of former mayor, and referred to title of "mayor" rather than office of "mayor" on the envelope, and was signed for by a person other than the mayor, notice was addressed to formal office of mayor and delivered to the office where the mayor worked.

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