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284 Ga. 426

S08A1573. COVINGTON et al. v. JOHNSON.

Thompson, Justice.

Margaret Johnson brought an action against Cash Covington and others to quiet title to a strip of property adjacent to her home in Floyd County. After a hearing, a special master found that Johnson acquired title to the tract by adverse possession. The trial court adopted the report and findings of the special master, and entered judgment that fee simple absolute title vested solely in Johnson. Covington appeals pro se, asserting his lawyer failed to (1) disclose that he and Johnson's lawyer were members of the same firm<sup>1</sup> and (2) provide effective assistance of counsel. Because these assertions were neither raised nor ruled on in the court below, they present nothing for review. See <u>City of</u> Gainesville v. Dodd, 275 Ga. 834, 838 (573 SE2d 369) (2002) ("The tenet that the appellate courts do not rule on issues not ruled on by the trial courts preserves the appellate courts' jurisdiction and delineates the proper roles of the

<sup>&</sup>lt;sup>1</sup> In appellee's brief, Johnson's lawyer responds to this assertion by stating that he and Covington's former lawyer are sole practitioners with law offices at different locations. He adds that they have had no association or relationship whatsoever.

courts at the trial and appellate levels. The primary role of the appellate courts, and, in general, their jurisdiction, is properly preserved only when there is a ruling below.").

Judgment affirmed. All the Justices concur.

## Decided October 6, 2008.

Title to land. Floyd Superior Court. Before Judge Johnson.

Cash Covington, pro se.

Wally Covington, pro se.

Sara L. Covington, pro se.

Jim M. Foss, for appellee.