

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
COLUMBUS DIVISION

CHAD CONLEY,

*

Plaintiff,

*

vs.

*

CITY OF LUMPKIN, GEORGIA &
CHARLES GIBSON, *individually*
and in his former official
capacity as Mayor of the City
of Lumpkin, Georgia

*

CASE NO. 4:16-CV-145 (CDL)

*

*

Defendants.

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O R D E R

Some motions are easier to decide than others. Defendants' motion for summary judgment is one of those. Plaintiff testified that the former mayor of the City of Lumpkin, Georgia directed the City's chief of police to demote Plaintiff from his position as assistant chief in order to replace Plaintiff, who is white, with a black assistant chief. The chief complied with the mayor's directive, explaining to Plaintiff that the City of Lumpkin needed "a black man in the power position." The mayor unashamedly confirmed this motive to Plaintiff according to the Plaintiff's testimony. Having thoroughly reviewed the record, the Court easily finds that genuine factual disputes exist as to whether Defendants are liable to Plaintiff for race discrimination relating to his demotion pursuant to 42 U.S.C. §§

1981 and 1983 and Title VII.¹ Accordingly, Defendants motion for summary judgment (ECF No. 12) is denied. Fed. R. Civ. P. 56(a). Additional explanation seems pointless.

IT IS SO ORDERED, this 18th day of July, 2017.

S/Clay D. Land

CLAY D. LAND
CHIEF U.S. DISTRICT COURT JUDGE
MIDDLE DISTRICT OF GEORGIA

¹ Based on Plaintiff's response to Defendants' motion for summary judgment, the Court finds that Plaintiff has abandoned all claims except for his race discrimination claim arising from his demotion.