

BEFORE THE OFFICE OF STATE ADMINISTRATIVE HEARINGS  
STATE OF GEORGIA

TOBYE SAS,  
Petitioner,

v.

DEPARTMENT OF DRIVER SERVICES,  
Respondent.

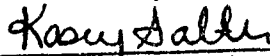


Docket No.: 1704376

1704376-OSAH-DDS-ALS-603-Woodard

Agency Reference No.: 041308612

DEC 12 2016

  
Kasey Salter, Legal Assistant


**ORDER DENYING MOTION FOR RECONSIDERATION**

On November 14, 2016, the Respondent moved for reconsideration of the Final Decision entered on November 3, 2016.

Motions for reconsideration are granted in instances when a material fact or controlling authority was overlooked and would require a different outcome, or when legal authority was erroneously construed or misapplied. Patel v. Epps, 317 Ga. App. 214, 218 (2012) (citing Ga. Ct. App. R. 37(e)); see also Pres. Endangered Areas of Cobb's History v. U.S. Army Corps of Eng'rs, 916 F. Supp. 1557, 1560 (N.D. Ga. 1995) (reconsideration granted "in certain limited situations, namely the discovery of new evidence, an intervening development or change in the controlling law, or the need to correct a clear error or prevent a manifest injustice").

In this case, the Respondent has failed to set forth adequate grounds for reconsideration. Moreover, after further review, the Court reaffirms its conclusion that Officer Lawrence's jurisdiction was limited by O.C.G.A. § 40-13-30 and that this jurisdictional limitation was not expanded by O.C.G.A § 17-4-20(a). See Zilke v. State, 299 Ga. 232 (2016). Therefore, the Respondent's motion is **DENIED**.

**SO ORDERED**, this 12th day of December, 2016.

  
M. Patrick Woodard, Jr.  
Administrative Law Judge

