

**IN THE SUPERIOR COURT OF COLUMBIA COUNTY
STATE OF GEORGIA**

NOV 25, 2025 10:26 AM


Cindy Mason, Clerk
Columbia County, Georgia

HALEY CROWE,
Petitioner,

v.

WAYLAND BRAXTON WILLIS,
Respondent.

Civil Action File No. 2025EDR0053

**MOTION TO VACATE ORDER IMMEDIATELY SUSPENDING VISITATION
AND REQUEST FOR EXPEDITED HEARING**

I. INTRODUCTION

COMES NOW, Wayland Braxton Willis, Respondent in the above-styled action, and respectfully moves this Court to vacate the Order suspending visitation entered without proper evidentiary basis, without a hearing, and contrary to the verified and corrected drug-testing results already before the Court. Respondent further requests an expedited hearing to immediately address the ongoing and severe interference with court-ordered parenting time, which continues to harm the minor child and violate prior orders.

In support of this Motion, Respondent shows the Court the following:

1. The Temporary Order filed on September 17, 2025, remains the controlling order of this Court regarding visitation.
2. Respondent has complied fully with every drug test requested by the Guardian ad Litem and counsel, including confirmatory testing, retesting, and MRO-verified results.
3. All current and corrected drug tests are negative, and no pending conditions or evaluations legally permit suspension of visitation.
4. Despite Respondent's compliance, visitation has been repeatedly denied or obstructed without written authority, causing ongoing harm to the parent-child relationship.

5. The Order suspending visitation was entered without an evidentiary hearing, without notice, and without any demonstration of immediate risk, contrary to Georgia law.

WHEREFORE, Respondent respectfully requests that this Court:

- a. Vacate the Order immediately suspending visitation;
- b. Restore visitation pursuant to the September 17, 2025 Order;
- c. Set this matter for expedited hearing at the earliest available date; and
- d. Grant such other and further relief as the Court deems just and proper.

Respectfully submitted this 24th day of November, 2025.

/s/ Wayland Braxton Willis

Wayland Braxton Willis

Respondent, Pro Se

806 Whispering Willow Ct.

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II. FACTUAL BACKGROUND

A. Procedural History

1. On September 17, 2025, this Court entered a Temporary Order establishing Respondent's visitation schedule and outlining the conditions to be followed by both parties.
2. Between October and November 2025, Respondent completed every drug test requested by the Guardian ad Litem and counsel. These included an initial screen, retesting, expanded panels, and MRO review.
3. The only irregular test result was subsequently **corrected, verified, and reported as negative** by the Medical Review Officer. All other tests before and after remained fully negative.
4. Despite Respondent's full compliance, visitation was suspended **without a hearing**, without notice, and without any evidence presented to the Court indicating immediate danger to the child.
5. The Guardian ad Litem received the laboratory data necessary to resolve the incorrect preliminary result **nearly two weeks** before issuing the November email that suspended visitation. Had the information been addressed when received, no interruption of visitation would have occurred.
6. At no point has Respondent received any signed, written order from the Court modifying or suspending the visitation granted under the September 17, 2025 Temporary Order.

B. Respondent's Full Compliance

7. Respondent has complied with **every drug test, every retest, and every documentation request** made by the Guardian ad Litem and counsel.
8. Respondent submitted all **MRO confirmations** immediately upon receipt and communicated each result to all parties the same day.
9. Respondent currently has **no outstanding evaluations, tests, or conditions** required for visitation. All obligations have been fulfilled promptly and consistently.
10. Respondent has a clear and consistent history of providing requested materials—including prescriptions, test results, transcripts, and pharmacy records—within minutes or hours of each request.

C. Ongoing Interference With Parenting Time

11. The last time Respondent saw his son was the weekend of **October 18–19, 2025**, during Respondent's regularly scheduled visitation under the September 17 Temporary Order.
12. Immediately after that weekend, visitation was improperly suspended based on an **uncorrected preliminary screen** that was later proven to be **negative** by the Medical Review Officer.
13. The Guardian ad Litem received the laboratory data necessary to resolve the issue **nearly two weeks** before issuing the November email suspending visitation. Had the results been addressed promptly, no disruption to visitation would have occurred.
14. As a result of that delay — and the refusal to acknowledge the corrected, verified negative result — Respondent has been denied **every scheduled weekend** since October 18–19, 2025, including:
 - **November 1–2, 2025**
 - **November 8–9, 2025** (make-up weekend due to prior denial)
 - **November 15–16, 2025**

- **November 22–23, 2025** (make-up weekend due to prior denial)

15. Prior to the Court's November 24, 2025 Order, Respondent had not received any signed, written order modifying, suspending, or altering the visitation schedule established in the September 17 Temporary Order. All denials of visitation prior to that date occurred without any judicial authorization and caused significant and compounding harm to the parent-child relationship.

III. LEGAL ARGUMENT

A. Georgia Law Requires Notice and a Hearing Before Visitation May Be Modified

16. Under Georgia law, a parent's court-ordered visitation cannot be suspended, restricted, or modified without notice and an opportunity to be heard.
See O.C.G.A. §§ 19-9-3 and 19-9-5.
17. Visitation may only be altered through a signed order of the Court, entered after evidence is presented or after proper emergency procedures are followed. A Guardian ad Litem's recommendation, email, or unilateral directive does not have the force of a court order and cannot modify or suspend parenting time.
18. Respondent was not provided any notice, any hearing, or any opportunity to respond before visitation was suspended. No party sought an emergency order through the proper statutory process, and no judicial finding of immediate danger to the child was made.
19. Because visitation was suspended without the procedural protections mandated by Georgia law, the action was improper and must be vacated.

B. The September 17 Temporary Order Remains the Controlling Order

20. The Temporary Order entered on September 17, 2025 is the only signed, written order governing visitation in this matter.
21. Neither the Guardian ad Litem nor counsel for either party has the authority to modify, suspend, or override the terms of a court-ordered visitation schedule. Only the Court may alter visitation.
22. Respondent has not received any signed order modifying, suspending, or altering the visitation established in the September 17 Order.
Accordingly, the September 17 Order remains fully in effect.
23. The suspension of visitation, issued solely through email communications and not through any lawful judicial process, directly contradicts the controlling order and must be corrected.

C. No Evidence Supports Suspension of Visitation

24. Respondent has complied with every drug test, retest, and documentation request. All verified test results, including the MRO-corrected confirmation, are negative.
25. The temporary preliminary screen that prompted concern was later corrected and verified, and no subsequent test has shown any positive result.
26. No evidence was presented to the Court demonstrating that Respondent posed immediate danger to the child, and no evidence justified emergency suspension of visitation. Without such evidence, suspension was not legally permissible.

D. Immediate Judicial Action Is Necessary to Prevent Further Harm

27. Respondent has now missed every scheduled weekend since October 18–19, 2025, due to the suspension imposed without judicial approval.
28. The prolonged denial of parenting time has caused significant and compounding harm to the parent-child relationship, contrary to the stability and consistency the Court seeks to maintain.
29. Immediate judicial intervention is necessary to restore compliance with the September 17 Order and prevent further unnecessary disruption to the child's relationship with Respondent.

IV. RELIEF REQUESTED

WHEREFORE, Respondent respectfully requests that this Court:

1. Vacate the suspension of visitation imposed without notice, without a hearing, and without a valid evidentiary basis;
2. Restore Respondent's visitation as established in the September 17, 2025 Temporary Order, which remains the only controlling visitation order entered by this Court;
3. Set this matter for an expedited hearing at the earliest possible date to address the improper suspension of parenting time and to ensure compliance with existing court orders;
4. Grant such other and further relief as the Court deems just, fair, and appropriate.

Respectfully submitted this 24 day of November, 2025.

/s/ Wayland Braxton Willis

Wayland Braxton Willis

Respondent, Pro Se

806 Whispering Willow Ct.

Grovetown, GA 30813

706-631-0526

bhbwillis@gmail.com

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true and correct copy of the foregoing
MOTION TO VACATE ORDER IMMEDIATELY SUSPENDING VISITATION AND
REQUEST FOR EXPEDITED HEARING
upon all parties by emailing the same to:

Adam Land, Esq.
Counsel for Petitioner
adam@tisdalelawfirm.com

Renee Bell
Guardian ad Litem
kidsgal@aol.com

This 24 day of November, 2025.



/s/ Wayland Braxton Willis

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