

IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

CRYTSTAL R. SMITH,)	
)	
)	CIVIL ACTION
PETITIONER,)	FILE NO. 2022CV368249
v.)	
)	
SHAFFER SMITH)	
)	
RESPONDENT)	

**RESPONDENT’S EMERGENCY MOTION FOR CONTEMPT AGAINST
PETITIONER FOR VIOLATING THE DOMESTIC RELATIONS STANDING
ORDER**

COMES NOW, **SHAFFER SMITH**, Respondent, in the above styled action, and files this Emergency Motion for Contempt against Petitioner, **CRYTSTAL R. SMITH**, and shows the court as follows:

1.

The Petitioner, **CRYTSTAL R. SMITH**, filed a Petition for Divorce on August 1, 2022. At the time of the filing, the Domestic Relations Standing Order under O.C.G.A. §19-1-1 is automatically applicable and the Courts expect and require all named parties to adhere to the terms of said Order. *See Exhibit A; Domestic Relations Action O.C.G.A. §19-1-1 Standing Order.*

2.

Per paragraph 4 of the Domestic Relations Standing Order – *Each party is hereby enjoined and restrained from doing any act injuring, maltreating, vilifying, threatening, molesting, or harassing the adverse party, the child(ren)of the parties, or a family member of the adverse party.*

3.

The Respondent is a professional entertainer and his career is dependant upon his public image. His earnings and earning capacities are directly affected by the manner by which his image is received and considered by the general public.

4.

The Petitioner is fully knowledgeable of the significance of the Respondent's public persona and the direct correlation to his earnings and earning capacity.

5.

The Petitioner has benefited from being associated with the Respondent's public image and persona alike. The Petitioner has even made reference to the Respondent's earning capacity, which is based upon his talent and public persona, in her pleadings before the Court and based her prayer for relief upon what she perceives to be his earnings and capacity to earn to date.

6.

In lieu of the prohibitions listed in the Standing Order, on or about August 1, 2022, the Petitioner posted a lengthy and explicit message to her personal Instagram page villifying the Respondent accusing him of being a narcissist, subjecting her to "eight years of lies and deception", and soliciting unprotected sex with prostitutes. ***See Exhibit B; Crystal Smith Instagram Post.*** The Petitioner made this post to her approximate 670,000 followers. Further, this very post went viral and was reposted and featured on national platforms including but not limited to PEOPLE.com, TMZ, local news and affiliates, PAGE SIX, THE SHADEROOM, RADARONLINE, and HIP HOP WIRED. The Post received national press.

7.

On or about August 27, 2022, the Petitioner engaged in a recorded conversation with a reporter for TMZ at the Los Angeles, California LAX Airport addressing her position as to the marriage and her personal opinion of the Respondent. Once more attempting to publicly villify the Respondent.

8.

On September 7, 2022, the Petitioner appeared in footage engaging in a live podcast with renown reality television producer Carlos King . In snippets of her interview once more the Petitioner utilized a public forum to disparage the Respondent and villify him as a husband and person. This interview was promoted as an “Exclusive” segment where she alludes to the fact that the Respondent disrespected her and lived a “different life”.

This interview was promoted to Carlos King’s 183,000 followers and presented on a public platform for multiple media outlets to review, sample, and posts this interview in perpetuity.

9.

The Petitioner is attempting to try the proceedings of the Divorce at the expense of the Respondent. In her attempts to garner “public empathy”, the Petitioner has engaged in willful acts of contempt against the Domestic Relations Standing Order.

10.

In addition to engaging in willful acts of contempt, the reckless and distasteful acts of the Petitioner have caused direct financial injury to the Respondent. To date, the Respondent has loss approximately \$400,000 in wages associated with public appearances, professional bookings, and promotional efforts related to the promotion of his new musical project.

11.

The Petitioner has intentionally and willfully engaged in behavior and actions in direct violation of the Domestic Standing Order and should be sanctioned for her conduct. Her acts of contempt have injured the Respondent financially to date.

12.

The Petitioner has made claims to the earnings of the Respondent in her pleadings and Petition for Divorce; yet commits to engaging in public acts to adversely affect his ability to earn.

13.

The Respondent asserts this Motion should be deemed and considered on an Emergency basis as the continuous acts of the Petitioner are currently and continuously adversely affecting his public image and his financial standing. The Respondent supports the parties' minor children with his income.

Court intervention is necessary at this time to cease the immediate injury to the Respondent. Without the intervention of the Court, the Petitioner will continue to engage in similar public acts that are not only in direct violation of the Standing Order but detrimental to the Respondent.

14.

The Respondent requests immediate Court intervention in order to ensure that the Petitioner ceases her acts of willful contempt in direct violation of the Domestic Standing Order and ceases invoking injury upon the Respondent.

15.

The Respondent has incurred attorney's fees as a direct result of the Petitioner's actions of bad faith; therefore the Respondent requests that he be awarded attorney fees and court costs as a result of having to bring this action.

WHEREFORE, Respondent prays as follows:

- (a) The Court will find the Petitioner to be in willful contempt of Court ;
- (b) The Court will issue a Rule Nisi for the Respondent's Emergency Motion to be heard within forty eight hours or less after the filing of this Motion;
- (c) The Court will sanction the Petitioner for violating the terms of the Domestic Standing Order;

- (d) The Court will issue an Order requiring the Petitioner to remove all social media posts villifying the Respondent ;
- (e) The Court will issue an Order requiring the Petitioner to cease making social media posts villifying the Respondent and referencing and discussing court proceedings;
- (f) The Court will order the Petitioner to satisfy the Respondent's attorney's fees and costs of litigation associated with the filing of this action; and
- (g) That Respondent be granted any such other and further relief as the Court deems equitable or appropriate.

This 7th **day** of September 2022

Respectfully submitted,

/s/ Adamma McKinnon
Adamma McKinnon, Esquire
Attorney for the Respondent
Georgia Bar No. 227033

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CERTIFICATE OF SERVICE

This is to certify that I have served the foregoing RESPONDENT'S EMERGENCY MOTION FOR CONTEMPT AGAINST PETITIONER FOR VIOLATING THE DOMESTIC RELATIONS STANDING ORDER via Statutory Electronic Service to the Petitioner's Counsel of Record at

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This 7th day of September 2022

Respectfully submitted,
ADAMMA A. MCKINNON ATTORNEY AT LAW P.C.

/s/ Adamma McKinnon
By: Adamma A. McKinnon
Attorney for Respondent
Georgia Bar No. 227033

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