

COURT OF APPEALS OF GEORGIA

RETURN NOTICE

October 29, 2015

To: Mr. Mark Anthony Bedell, Gwinnett County Detention Center, 2900 University Avenue,
Lawrenceville, Georgia 30046

Case Number: _____ Lower Court: _____ County Superior Court

Court of Appeals Case Number and Style: _____

Your document(s) is (are) being returned for the following reason(s).

- There is no case pending in the Court of Appeals of Georgia under the name of Mark Anthony Bedell. I am returning your documents to you. I have also enclosed a copy of the Rules of the Court of Appeals of Georgia for your review.**
- A Notice of Appeal is filed with the clerk of the trial court and not with the Court of Appeals of Georgia. See OCGA §5-6-37.** Once the trial court clerk has received and filed the Notice of Appeal, the trial court clerk will prepare a copy of the record and transcripts as designated by the Notice of Appeal and transmit them to this Court. Once the Notice of Appeal is docketed in the Court of Appeals of Georgia, a Docketing Notice with the Briefing Schedule and other important information is mailed to counsel for the parties or directly to the parties, if the parties are representing themselves. You do not need to provide this Court with a copy of the Notice of Appeal you filed with the superior court.
- The Notice of Appeal must include a proper Certificate of Service.** A Certificate of Service must show service to the opposing counsel and contain the counsel's full name and complete mailing address. The opposing counsel must actually be served with a copy of your filing.
- An Application for Writ of Habeas Corpus should be filed in the superior court of the county in which you claim you are illegally detained.** An appeal from a denial of an Application for Writ of Habeas Corpus is to the Supreme Court and not the Court of Appeals.
- An Application for Writ of Mandamus should be filed in the superior court of the county official whose conduct you intend to mandate.** An appeal from a denial of an Application for Writ of Mandamus is to the Supreme Court and not the Court of Appeals. The mailing address for the Supreme Court of Georgia is: 244 Washington Street, S.W., Suite 572, Atlanta, Georgia 30334.
- Your appeal was disposed by opinion (order) on _____.** The Court of Appeals _____
_____ The remittitur issued on _____
divesting this Court of jurisdiction. The case decision is therefore final.
- Your mailing/documents indicate that you intended to file your papers in another court rather than the Court of Appeals of Georgia.** The address of the Clerk of the _____ is:
- If an attorney has been appointed for you and you are concerned with the representation provided by that attorney, you should address that issue to the trial court.** As long as you are represented by an attorney, you cannot file pleadings on your own behalf. Your attorney must file a Motion to Withdraw as Counsel and it must be granted, before you can file your own pleadings in this Court.
- A request for an out-of-time appeal should be made to the trial court from which you are appealing.** If your motion is denied by the trial court, you can file an appeal of that decision by filing a Notice of Appeal with the clerk of the superior court.

To: Georgia Court of Appeals

From: Mark Anthony Bedell

Subject: Affidavit to set bond

Date: 26 October 2015

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COURT OF APPEALS OF GEORGIA

Now comes defendant Mark Anthony Bedell Pro-se.

I am requesting this honorable court to set recognance bond on case # 14-B-~~4728~~4728-1. I am making this request due to mistakes made in both facts and law, in arraignment appearing before Judge George F. Hutchinson III on October 6th, 2015. I quoted to the courts my remedy under Uniform Commercial Code 1-308 making a valid reservation of my rights, as well as UCC 1-103. Upon doing so the Judge stated that the codes are not valid law before his court room, violating my rights under the UCC. He refused to release me, therefore I am currently being detained in Gwinnett County Detention Center. I pray that this honorable court will honor the codes under the UCC 1-308 and UCC 1-103 and allow me to go free so I may appeal Judge Hutchinson's legal determination.

Humbly Submitted by
Mark Anthony Bedell
"Without Prejudice UCC 1-308"

Please time stamp and send me back a copy.

To: Court of Appeals

From: Mark Anthony Bedell

Subject: Indictment NO: 14-B-4728-1 / Motion to Appeal
As Well As Motion to Cease and Desist to ~~the~~ Judge
George F. Hutchinson III and District Attorney Daniel J. Porter

Date: October 26, 2015

To whom it may concern please find attached my affidavit to appeal legal determination of Judge George F. Hutchinson III and District Attorney Daniel J. Porter for violating my rights under the UCC 1-308 and 1-103. As of today, the court forwarded me a notice to attend trial after detaining me for nearly 62 days and counting. I pray that this honorable court will also demand that the Clerk of Superior and State Courts release transcripts of my arraignment on said case number previously mentioned, on October 6th, 2015. On that date I made reservations of my rights and was denied of my rights and am now being pushed into trial. When there is no corpus delicti here to give this court over my jurisdiction and property under the common law, my prayer here is that the court will honor the Uniform Commercial Codes, order the Judge and District Attorney to cease and desist, and order the Clerk of Courts to furnish said transcripts, which they denied me.

Humbly Submitted By:
Mark Anthony Bedell
"Without Prejudice UCC 1-308"

P.S.: please respond immediately as my court date has been set for November the 5th.

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COURT OF APPEALS
CLERK OF APPEALS

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On October 6th, 2015 I was arraigned before Judge George Hutchinson III on Indictment No: 14-B-4728-1. During the opening of the court proceedings the attorney on record was explaining to the judge that I had fired him and that his services were no longer needed or wanted. The attorney then explained that I would like to address the court on my own behalf. My opening statement to the court was: "I am here by way of special appearance for all federal and tax matters for the legal estate and without prejudice under the uniform commercial code 1-308. I make a reservation of my rights and I do not understand the charges". During this statement the court had identified that we were on record. Judge Hutchinson then told me that the UCC was not valid law in his courtroom. I then proceeded to inform the Judge that the 6th ammendment grants me the right to ask the court to explain the nature and cause of any action against myself. Upon my request the court has the duty to answer. Judge Hutchinson's reply was that I could NOT ask him any questions concerning the 6th ammendment, therefore violating my rights under said ammendment. Secondly, the Judge explained that the attorney I had just previously fired would be going on record as my appointed counsel. I proceeded to ask the Judge if he was forcing this attorney on me and his reply was yes; another violation of my rights, as well as denying me the rights to effective counsel in my own person. Thirdly, I asked the Judge has this court made a legal determination that the systems of law of the UCC 1-308 and UCC 1-103 that this country is operating under, is not valid law before this court. The response of Judge Hutchinson was that these codes were not valid, all while on record. Lastly, without making any legal determination to dismiss my case or dismiss me since his claim was finished under the UCC, I was brought back to Gwinnett County Detention Center, and am still being held here unlawfully. The rules of the UCC state that I can not be charged under one jurisdiction and defending myself under another.

Judge Hutchinson is aware of this therefore, he on record, placed the attorney I fired back over my case which is preventing me from filing an appeal under his legal determination. This is both unethical and a violation of my rights. I am now requesting a full fledged investigation on this case matter and that the Clerk of Courts, whom I wrote for said records, responding that I had to go through the attorney on record, who should NOT be there because he was fired, then forced on me by Judge Hutchinson III.

In closing, all of my rights under the UCC 1-308 and 1-103 as well as my 6th ammendment right, right to effective counsel, and right to have access to the court transcripts have all been violated. Lets not forget non-access to these transcripts denies me the right to file an appeal upon Judge Hutchinson's legal determination.

Humbly Submitted by
 Mark Anthony Bedell
 "without prejudice UCC 1-308"



2015

Georgia Court of Appeals

RULES

Last Update: January 21, 2015