

COURT OF APPEALS OF GEORGIA

RETURN NOTICE

August 6, 2015

To: Mr. Michael Dwayne Bell, GDC1075714, Valdosta State Prison, Post Office Box 310, Valdosta, Georgia 31603

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 current case pending in the Court of Appeals of Georgia under your name.**
- 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.
- 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.

IN THE SUPERIOR COURT OF BEN HILL COUNTY

STATE OF GEORGIA

STATE OF GEORGIA,

v.

MICHAEL DWAYNE BELL,

DEFENDANT

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CASE No. 12-CR-020

PAUPER'S AFFIDAVIT

Personally appeared before the undersigned officer, duly authorized by law to administer oaths in the State of Georgia, MICHAEL DWAYNE BELL, Defendant in the above styled case and on oath states that:

I am the Defendant in the above styled case and that owing to my poverty I am unable to pay ^{appeal} any costs in the foregoing matter. My monthly income is \$0. and I pay \$0. per month as rent.

This Affidavit is made pursuant to O.C.G.A. §§ 9-15-2-4 and 15-6-77.

Michael D Bell

Sworn to and subscribed before me this 22nd day of July, 2015

Joniza Williams
Notary Public

My commission expires January 30, 2017

RECEIVED IN OFFICE
2015 JUL 27 PM 2:
COURT CLERK BELL COUNTY

CERTIFICATE OF SERVICE

I hereby certify that I have submitted complete and correct copies of the foregoing document(s) upon the parties listed below by placing the same in the Unites States Mail with sufficient postage affixed thereon.

This ~~1000~~²³ day of July, 20 15.

Michael D Bell
Pro Se

PARTIES SERVED:

Denise Fachini, DA
Cordle Judicial Circuit
PO Box 5510
Cordle, GA 31010-5510

Judge T. Christopher Hughes
PO Box 5144
Fitzgerald, GA 31750

Georgia Court of Appeals
334 State Admin Building
Atlanta, GA 30334

DA .

7/22/15

RE: pauper's affidavit to be filed

Dear Clerk:

Please file the enclosed pauper's affidavit + order so that my appeal may be processed by your office + transmitted to the Court of Appeals.

Thanks in advance.



MICHAEL D. BELL

P.S. Please return the extra copy to me stamped "FILED" for my records.

cc: Georgia Court of Appeals

cc: FILE