

**COURT OF APPEALS OF GEORGIA
DOCUMENT RETURN NOTICE FOR APPLICATIONS**

July 21, 2015

To: Mr. Roy Bright, GDC699119 B-3, Rogers State PRison, 1978 Georgia Highway 147, Reidsville, Georgia 30453

Docket Number: Style: Roy Bright v. The State

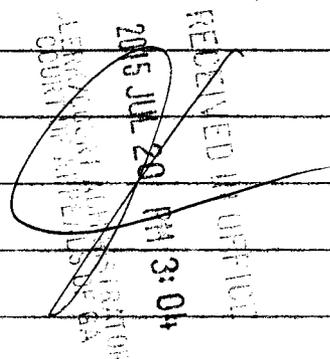
Your document(s) is (are) being returned for the following reason(s).

1. Your Application was not accompanied by the statutory filing fee, \$300.00 civil; \$80.00 criminal, or a sufficient pauper's affidavit. OCGA§5-6-4 and Rule 5 Please be advised that your pauper's affidavit should be notarized by a notary public.
2. Portions of the record included were not tabbed and indexed. Rules 30 (e) and 31 (c).
3. A stamped "filed" copy of the trial court's order to be appealed was not attached to your Application. Rules 30 (b) and 31 (e)
4. A stamped "filed" copy of the Certificate of Immediate Review was not attached to your Interlocutory Application. Rule 30(b)
5. Your document(s) was (were) not signed by counsel (No signatures with expressed permission are permitted). Rule 1 (a)
6. There were an insufficient number of copies of your document. Rule 6
7. No Certificate of Service accompanied your document(s). Rule 6 You should provide a copy of your filing to the District Attorney and include his/her name and address on your Certificate of Service.
8. **Your Certificate of Service did not include the complete name and /or mailing address of each opposing counsel and pro se party. Rule 1(a) and 6**
9. Your document exceeds page limits. Rules 24(f) , 30(e) and 31(c)
10. Your request for court action must be submitted in motion form. Rule 41 (a)
11. No extension of time for filing an interlocutory application will be granted . Rule 30 (g) . No extension of time will be granted for filing a discretionary application unless the motion for extension is filed on or before the due date of the discretionary application.
12. The type font was smaller than 10 characters per inch; type was not double-spaced or/and type was on both sides of the paper. Rules 1(c), 24(b), 37(a) and 41(b).
13. Your motions were submitted in an improper form (joint, compound, or alternative motions in one document). Rule 41 (b)
14. Margins were too small or paper size was incorrect. Rules 1(c), 24(c), 30(e), 31(c) and 41(b).
15. Your document was submitted for filing more than 30 days after the date of the order granting, denying or dismissing the application or the order granting, denying or dismissing the Motion for Reconsideration. Rules 30(j) and 31(j).
16. **Other: 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.**

For Additional information, please go to the Court's website at: www.gaappeals.us

ATTN: Court of Appeals Clerk.

Please file my request and send a filed copy
to Roy Bright Pro SE #699119
Roger's State Prison B-3
1978 GA. Hwy 147
Reidsville, GA. 30453



Douglas County has failed to give me all the
documentation, including transcripts that I've already
paid for. I pray you can obtain this information
by the dates of the hearings I enclosed and by
the case number.

Thank you
God Bless you

Roy Bright

Although I'm indigent, I continue
to raise money to provide whatever
information requested.

IN THE COURT OF APPEALS OF FULTON COUNTY
STATE OF GEORGIA

STATE OF GEORGIA
Plaintiff,

V.
Roy BOONE BRIGHT
Defendant.

CASE NO.

#14CR0100

RECEIVED IN OFFICE
JUL 20 PM 3:01
CLERK OF SUPERIOR COURT
FULTON COUNTY, GEORGIA

Motion for Out of time Appeal

Now Comes Roy BOONE Bright acting Pro SE in the above styled motion for appeal and moves this honorable Court for an Appellate Review of Defendant's motions previously filed in Douglas County Superior Court. Defendant supports his Motion with the following grounds:

1.
Defendant was unlawfully charged with 1ct of burglary and 1ct of Theft by Receiving without law to support either charge ~~and~~ and held without a bond or bond hearing for a year now.

2.
Defendant case was indicted in October 2014 based only on perjury by State's principal witness.

3.
Defendant fired appointed counsel at faretta hearing on December 10th 2014 on record and opt to proceed Pro SE.

4.
Defendant filed Demand for Speedy Trial, Motion for full Discovery, Motion In Limine to prevent Unreliable Testimony by State's principal witness, Notice to Present Alibi, Motion to Introduce Evidence Against State, Special Demurrer Motion to Quash Indictment yet all motions filed was denied on April 30th 2015 quoting Seagraves v. State ... Stating motion was filed as a lay person. Records will show that attorney was fired on 12/10/14.

5.
Defendant was granted another faretta hearing on May 11th 2015 and fired same appointed counsel on record again then she was removed again from Defendant's case.

6.
Defendant refiled and reinstated motions previously filed acting PRO SE once again. All motions was denied again. No grounds, No hearing nor law to support same denying motions

The order was entered on June 3rd 2015 and was done knowingly and deliberately to delay and obstruct Justice.

7.
Defendant questioned Judge Robert J. James at a hearing on June 11th 2015 about motions being denied however the Judge was unaware of such denial yet the Order had the Judge's signature. The District Attorney Tom Kegley admitted on record at that June 11th hearing to denying Defendant's motions. This is clearly a miscarriage of justice, violation of Due process of law, violation of Defendant's Constitutional Rights and illegal.

8.
The Judge is aware of such behavior and is in violation of the Cannon law which entitles Defendant to a fair and impartial trial.

9.
Defendant has been on the trial calendar since January 2015 with qualified jurors impaneled and has had at least fifteen (15) trial calendar calls. None of which the Defendant enter the court room.

10.
Although Defendant properly filed several motions, Defendant request a review of motions listed below, unlawfully denied.

- a) Demand for Speedy Trial
- b) Motion to Introduce Evidence Against State
- c) Motion for full Discovery
- d) Motion to Suppress Evidence illegally obtained by State
- e) Motion In Limine to Prevent unreliable testimony by State's witness

11.
Defendant pre-paid court reporter Victoria Smith for transcripts early in June of 2015 yet never received any documentation after telling Defendant's family that she would send transcripts.

12.
It is clear that Douglas County has many law violations and has been under investigation many times for corruption by G.B.I. It is clear that Douglas County doesn't care about breaking laws. Douglas County held me at their jail via production order from Rogers State Prison to deprive me of legal mail and access of legal materials as well which is why Defendant's appeal is out of time. Defendant was held from March to July 2015 and received legal mail after returning to Rogers in July 2015.

13.

Defendant has no control over any delay of filing due to the unlawful actions of Douglas County, however the Defendant notified the U.S. District Court for civil action after exhausting all administrative remedies. Civil Action # 15:CV-1429 TCB.

Defendant does not has the funds requested to pursue civil action at this time due to a felony theft by Douglas County officers.

14.

Defendant doesn't anticipate a fair and impartial trial at this point without an intervention by Appellate Court.

15.

Defendant reserve the right to provide Appellate Court with any additional information needed.

Wherefore, the Defendant prays the Appellate Court grants this appeal for reasons aforementioned.

CERTIFICATE OF SERVICE

I certify that I have sent copies of this motion to the Court of Appeals to be filed, reviewed and disposed via inmate mail. Postage Prepaid.

This 14th Day of July 2015

Respectfully Submitted,
Loy Bone Bright

IN THE SUPERIOR COURT OF DOUGLAS COUNTY
STATE OF GEORGIA

 ORIGINAL

STATE OF GEORGIA
Plaintiff

Versus

CASE NO. 14CR01002

FILED

ROY BOONE BRIGHT
Defendant

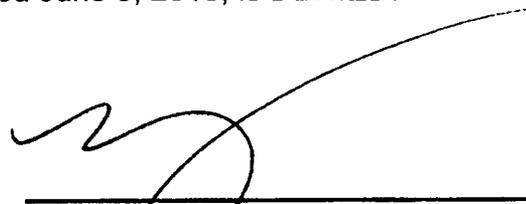
JUN 23 2015

Tammy M. Howard, Clerk
Superior & State Court
Douglas County, GA

ORDER

Defendant's Motion to Reinstate Demand for Speedy Trial, previously having been decided adversely to him by order entered June 3, 2015, is DENIED.

SO ORDERED this June 22, 2015.



ROBERT J. JAMES
Judge, Superior Court
Douglas Judicial Circuit

LF
6/23/15

JUDGE'S DISTRIBUTION LIST:

- ✓ ROY BOONE BRIGHT, DCSO15JBN002392/DCSO01MNI042881, DOUGLAS COUNTY JAIL, 8472 EARL D. LEE BLVD, DOUGLASVILLE, GA 30134
- ✓ TOM KEGLEY, 8700, HOSPITAL DRIVE, DISTRICT ATTORNEY'S OFFICE, DOUGLASVILLE, GA, 30134

IN THE SUPERIOR COURT OF DOUGLAS COUNTY
STATE OF GEORGIA

FILED

STATE OF GEORGIA
Plaintiff

 ORIGINAL

2015 APR 30 AM 8:19

Versus

CASE NO. 14CR01002

SUPERIOR/STATE COURT
DOUGLAS COUNTY, GA
TAMMY M. HOWARD, CLERK

ROY BOONE BRIGHT
Defendant

ORDER

After review and consideration, Defendant's pro se Motion for Reconsideration to Change Venue or Courtroom and Substitute Counsel or Nolle Prosequi Charges filed March 27, 2015 is DENIED.

SO ORDERED this April 29, 2015.



ROBERT J. JAMES
Judge, Superior Court
Douglas Judicial Circuit

LK
5/1/15

JUDGE'S DISTRIBUTION LIST:

- ✓ LADONNA SCHUMAKER, ATTORNEY FOR DEFENDANT, 8700, HOSPITALDRIVE, DOUGLAS COUNTY PUBLIC DEFENDER'S OFFICE, DOUGLASVILLE, GA, 30134
- ✓ TOM KEGLEY, DISTRICT ATTORNEY, 8700, HOSPITAL DRIVE, DISTRICT ATTORNEY'S OFFICE, DOUGLASVILLE, GA, 30134
- ✓ ROY BOONE BRIGHT, DCSO15JBN002392/DCSO01MNI042881, DOUGLAS COUNTY JAIL, 8472 EARL D. LEE BLVD, DOUGLASVILLE, GA 30134

IN THE SUPERIOR COURT OF DOUGLAS COUNTY
STATE OF GEORGIA

FILED

STATE OF GEORGIA
Plaintiff

Versus

ROY BOONE BRIGHT
Defendant

ORIGINAL

CASE NO. 14CR01002

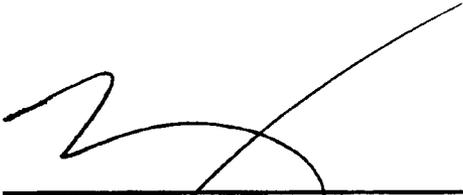
2015 APR 30 AM 8:19

SUPERIOR/STATE COURT
DOUGLAS COUNTY, GA
TAMMY M. HOWARD, CLERK

ORDER

After review and consideration and finding that Defendant is and has been represented by counsel when the below was filed, and as "a layperson does not have the right to represent himself and also be represented by an attorney," *Seagraves v. State*, 259 Ga. 36, 39, (1989), Defendant's pro se Demand for Speedy Trial filed March 27, 2015, pro se Motion to Introduce Evidence Against State filed March 3, 2015, pro se Motion to "Limine" to Prevent Unreliable Testimony of State's Principal Witnesses filed February 27, 2015, pro se Notice to Present Alibi filed February 20, 2015, pro se Special Demurrer Motion to Quash Indictment filed February 3, 2015, pro se Motion to Reduce Charge and Plea Bargain filed January 9, 2015, pro se Motion for Full Discovery filed December 29, 2014, pro se Motion to Dismiss Indictment filed December 29, 2014, pro se Motion to Plea Bargain filed November 3, 2014, pro se Motion to Plea Bargain filed September 18, 2014 are invalid and without legal effect and are DENIED.

SO ORDERED this April 29, 2015.



ROBERT J. JAMES
Judge, Superior Court
Douglas Judicial Circuit