

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

**January 14, 2015**

**To:** Mr. Charles A Brown, #5012, Crisp County Jail, 197 Highway 300 South, Cordele, Georgia 31015

**Docket Number: Style: Charles A. Brown 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.  **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:**

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For Additional information, please go to the Court's website at: [www.gaappeals.us](http://www.gaappeals.us)

(COURT OF APPEALS)

TO: Whom It CONCERN [CLERK OF COURT] 1-9-15

INCLOSED ARE "CERTIFICATE OF IMMEDIATE REVIEW AND "NOTICE OF INTENT THAT HAS BEEN FILED BY CLERK OF CRISP SUPERIOR COURT.

ALSO I HAVE INCLOSED INFORMATION INREGARDS TO BOND THAT HAS BEEN SET BY THE MAGISTRATE JUDGE SIMS FOR AGGRAVATED ASSAULT AND BURGLARY; FAMILY VIOLENCE MORE THAN ONCE ON THE SAME FEMALE...

MAGISTRATE JUDGE ACTION "AGAIN" IS CLEAR FORM OF PREJUDICE AND A EQUAL PROTECTION VIOLATION...

THIS THE INMATE THAT WAS GIVING A BOND \$5,000.00 FOR BOTH CHARGES...

INMATE KEITRUS BRYANT # 8970  
1-8-2015

RECEIVED IN OFFICE  
2015 JAN 13 PM 2:30  
CLERK OF COURT ADMINISTRATOR  
COURT OF APPEALS OF GA

COPY (EXHIBIT A)

HR-300

IN THE SUPERIOR COURT OF CRISP COUNTY

STATE OF GEORGIA

FILED IN OFFICE  
JAN 6 - 2015  
Jean H. Rogers, Clerk  
CRISP SUPERIOR COURT

STATE OF GEORGIA

vs.

CHARLES AVERY BROWN  
Defendant

WARRANT NO. 14-0509FW/E01512349,  
14-0511MW/E01512350,  
14-0512MW/E01512351,  
14-0513FW/E1512347,  
14-514FW/E1512353,  
E01512352

ORDER DENYING BOND

FILED IN OFFICE  
JUN 12 2014  
Jean H. Rogers, Clerk  
CRISP SUPERIOR COURT

This matter, having come before the Court:

\_\_\_ upon denial of bond by the Magistrate due to

as an offense/offenses bailable only before a Judge of the Superior Court, to wit: possession  
methamphetamine and possession of firearm during crime

and with the Court having considered the criteria for the setting of a bond pursuant to O.C.G.A. §17-6-1(e), the Court hereby determines that bond in this matter shall be DENIED based on the following considerations:

- \_\_\_ based on the serious nature of the offenses;
- \_\_\_ that the defendant poses a significant risk of flight from the jurisdiction of the court or of failing to appear in court when required;
- \_\_\_ that the defendant poses a significant threat or danger to another person, to the community, or to property in the community;
- \_\_\_ that the defendant poses a significant risk of committing a felony pending trial;
- \_\_\_ that the defendant poses a significant risk of intimidating witnesses or otherwise obstructing the administration of justice pending trial;

based on the following: to determine if the defendant is on  
felony probation; probation hold out of Turner County.

SO ORDERED this 10 day of June, 2014.

John C. Pridg  
JUDGE, SUPERIOR COURTS  
CORDELE JUDICIAL CIRCUIT

Form prepared by:  
Greg Johnson, Assistant District Attorney  
Cordele Judicial Circuit  
Georgia State Bar# 565037  
P.O. Box 5510  
Cordele, GA 31010  
Phone: 229-271-4735; Fax: 229-271-4739  
Email:

INDIVIDUAL(S) WHO WAS GIVEN BOND BY  
A SUPERIOR COURT JUDGE AND A MAGISTRATE  
JUDGE GAIL SIMS...

1) MR. TRAVIC QUARTERMAN, "PROBATION HOLD IN  
TURNER COUNTY..."

2) MR. MARIO WILLIAM\* 21180 "PROBATION HOLD IN  
AMERICUS GA..."

<SUPERIOR COURT JUDGE SET BOND>

<MAGISTRATE JUDGE SET BOND>

4) MR. CHRISTOPHER PATE, METHAMPHETAMINE  
GDC# 914748

5) MR. KELSEY SMITH, "POSSESSION OF COCAINE,  
"POSSESSION OF FIRE ARM DURING COMMISSION  
OF FELONY, THEFT BY RECEIVING STOLEN PROPERTY

(EXHIBIT C)

IN THE SUPERIOR COURT OF CRISP COUNTY  
STATE OF GEORGIA

STATE OF GEORGIA

VS.

CASE NO. 14R-306

CHARLES A. BROWN  
DEFENDANT.

CERTIFICATE OF IMMEDIATE REVIEW

COME NOW CHARLES A. BROWN, DEFENDANT IN THE ABOVE STYLED "CERTIFICATE OF IMMEDIATE REVIEW" AS AUTHORIZED UNDER O.C.G.A. § 5-7-2, § 5-6-35 & 5-6-34(B) AND CITED IN SCRUGGS-VS-GEORGIA DEPARTMENT OF HUMAN RESOURCES, 261 GA 587, 408 S.E.2d 103 (1990) AND DUE PROCESS OF LAW AND PROCEDURES. DEFENDANT SUBMITS THIS MOTION IN PROPERIA PERSONA AND IN FORMA PAUPERIS TO WIT,

1:

DEFENDANT MOVES THIS COURT TO IMMEDIATE REVIEW AS A NECESSITY AND URGENCY AS DEFENDANT HAS BEEN PREJUDICED AND DEPRIVED OF EQUAL PROTECTION OF THE LAW AND THE ~~RIGHT~~ RIGHT TO BAIL AWAITING TRIAL GIVEN UNDER BOTH ARTICLE 1 PARAGRAPH 11 (EQUAL PROTECTION), AND ARTICLE 1, PARAGRAPH 1 TO THE GEORGIA CONSTITUTION...

2:

DEFENDANT MOVES TO EXERCISE HIS GIVEN RIGHTS GUARANTEED UNDER THE CONSTITUTIONS AND THAT RIGHT BEING RIGHT TO BAIL...

NO MAN SHALL BE RESTRIINED OR IMPRISONED BY ANY AUTHORITY WHAT SO EVER, BEFORE THE LAW HAS SENTENCED HIM THERETO, IF HE CAN PUT IN SUFFICIENT SECURITIES FOR HIS APPEARANCE AND GOOD BEHAVIOR...

THE EIGHTH AMENDMENT TO THE UNITED STATES CONSTITUTION GUARANTEES THE RIGHT TO A REASONABLE BOND / BAIL AND, "ALL PERSONS SHALL BE BAILABLE UNLESS FOR CAPITAL OFFENSES WHEN PROOF SHALL BE EVIDENT OR PRESUMPTION GREATER THAN PERSON." ACCUSED WITH POSSESSION OF CONTROLLED SUBSTANCES AND POSSESSION OF FIREARM DOES NOT FALL UNDER SUCH TO WARRANT A DENIAL OF BAIL... INSERTED IN THE JUDICIARY ACT OF 1789. ARTICLE 11, 52 JOURNALS OF CONTINENTAL CONGRESS 334 (1789)

D.C.G.A. § 17-6-1(d) STATES THE DEFENDANT RIGHT TO BAIL AND UNDER THIS IMMEDIATE REVIEW CERTIFICATE DEFENDANT MOVES THIS COURT TO HONOR THE RULES AND LAWS UNDER THIS PROVISION D.C.G.A. § 5-6-34(B) 5-6-35...

DEFENDANT HAS BEEN INCARCERATED ON ABOVE STATED CHARGES, WHICH ARE BAILABLE UNDER LAW, FOR WITHOUT BAIL SET IN THE MANDATED TIME ALLOTTED BY LAW.

DEFENDANT DID NOTIFY THE COURT OF SUCH BY REQUESTING BAIL IN WHICH DEFENDANT WAS DENIED FOR REASONS WHICH SHOW CLEAR PREJUDICE AND EQUAL PROTECTION VIOLATIONS, "STATING" TO DETERMINE IF THE DEFENDANT IS ON FELONY PROBATION, PROBATION HOLD OUT OF TURNER COUNTY... SAID "ORDER DENYING BOND" SIGNED BY THE HONORABLE CHIEF SUPERIOR COURT JUDGE JOHN C. PRIDGEN, DATED JUNE 10, 2014 DID PREJUDICE THE DEFENDANT AND DEPRIVED HIM OF HIS DUE PROCESS RIGHT TO BOND, CHARGES ARE BAILABLE AND AN HOLD FROM ANOTHER COUNTY DOES NOT JUSTIFY SUCH DENIAL - AS DEFENDANT IS ABLE TO MAKE BOND EVEN WITH HOLD HAVING NOTHING TO DO WITH HIS RIGHT TO BOND LOCALLY AS THAT SAME RIGHT HAS BEEN GIVEN TO NUMEROUS OTHERS SINGLING OUT THE DEFENDANT WHICH WARRANTS THE NEED TO IMMEDIATELY REVIEW THESE ACCUSATIONS OF

DEPRIVATIONS TO AWARD DEFENDANT THAT  
GUARANTEED RIGHT HE DESERVE. SEE ATTACHED  
EXHIBIT (A) (B)

FOR ALL THE ABOVE AND FOREGOING REASONS  
AND STATED FACTS AND TO SAVOR A MISCARRIAGE  
OF JUSTICE AND RELIEF FROM CLEAR PREJUDICE  
DEFENDANT PRAYS THIS COURT SHALL SO GRANT  
AND FILE SAID CERTIFICATE.

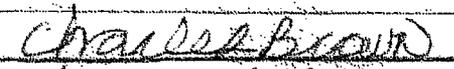
DATED: THIS 30 DAY OF DECEMBER, 2014

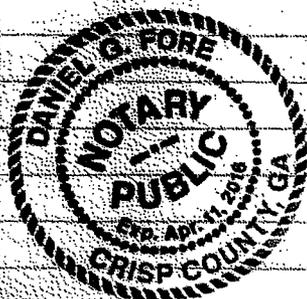
SWORN AND SUBSCRIBED BEFORE ME

THIS 30 DAY OF DECEMBER, 2014



NOTARY PUBLIC

  
CHARLES A. BROWN  
DEFENDANT



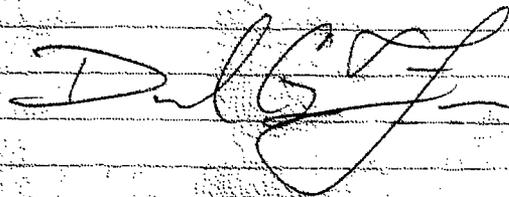
# CERTIFICATE OF SERVICE

THIS IS TO CERTIFY THAT I HAVE SERVED ALL LISTED PARTIES BY DEPOSITING OF COPY OF THE SAME IN U.S. MAIL WITH ADEQUATE POSTAGE ATTACHED AND PROPERLY ADDRESSED TO ASSURE DELIVERY UPON,

CRISP COUNTY COURT CLERK  
JEAN ROGERS  
PO BOX 747  
CORDELE GA 31010-747

DATED: THIS 30 DAY OF DECEMBER, 2014

CHARLES A. BROWN DEFENDANT  
CRISP COUNTY LAW ENFORCEMENT  
196 HWY 300 SOUTH CORDELE GA  
31015



IN THE SUPERIOR COURT OF CRISP COUNTY  
STATE OF GEORGIA

STATE OF GEORGIA

VS.

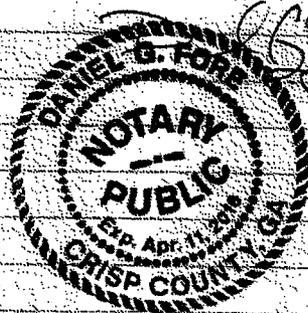
CHARLES A. BROWN  
DEFENDANT

CASE NO: 14R-306

NOTICE OF INTENT

COME NOW CHARLES A. BROWN, DEFENDANT IN  
THE ABOVE STYLED "NOTICE OF INTENT" TO  
APPLY INTERLOCUTORY APPLICATION TO THE  
COURT OF APPEALS OF GEORGIA.

THIS 30 DAY OF DEC 2014



*(Signature)*  
CHARLES A. BROWN  
CRISP COUNTY LAW ENFORCEMENT  
196 HWY 300 SOUTH  
CORDELE GA 31015

# CERTIFICATE OF SERVICE

I CERTIFY THAT I HAVE THIS DAY SERVED  
JEAN ROGERS CLERK OF COURT, WITH A  
COPY OF THIS "NOTICE OF INTENT" BY MAILING  
A COPY FIRST CLASS MAIL POSTAGE PREPAID  
TO HER AT,

CRISP COUNTY COURT HOUSE  
PO BOX 747  
CORDELE GA 31010-0747

DATE: THIS 30 DAY OF DEC 2014

Charles Brown  
CHARLES A. BROWN  
CRISP COUNTY LAW ENFORCEMENT  
196 HWY 300 SOUTH  
CORDELE GA 31015

