

COURT OF APPEALS OF GEORGIA

RETURN NOTICE

November 5, 2015

To: Mr. Glenn Bruton, GDC1000083551, Johnson State Prison, Post Office Box 334,
Wrightsville, Georgia 31096

Case Number: _____ Lower Court: _____ County Superior Court

Court of Appeals Case Number and Style: A15A0104. Glenn Bruton v. The State

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 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. We do not have a file to append your copy.
- 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.
- Any questions you have for the Supreme Court can be asked directly by writing the following mailing address of the clerk of the Supreme Court: 244 Washington Street, S.W., Suite 572, Atlanta, Georgia 30334.**

Also, your appeal was affirmed in this Court on June 26, 2015. The remittitur issued on July 14, 2015, divesting this Court of any further jurisdiction of your case. The case is therefore, final.

- 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.

FILED IN OFFICE

OCT 30 2015

COURT CLERK
CLERK COURT OF APPEALS OF GA

RECEIVED IN OFFICE

2015 NOV -2 PM 11:30

COURT CLERK ADMINISTRATION
COURT OF APPEALS OF GA

Glenn Bruton
ID# 1000083551
Johnson State Prison
P.O. Box 334
Wrightsville, GA. 31096-0344

Clerk of Court
Georgia Court of Appeals
Suite - 501
47 TRINITY Ave.
Atlanta, Ga. 30334

IN Re:
Case # A15A0104.
Bruton (vs) The State

Dear Clerk of Court,

IN respect to your letter of "Return Notice" dated October 22 2015, with the box checked that "Ms. Jennifer Trieshmann is still the attorney of record,"

However, "Ms. Jennifer Trieshmann" belongs to the same "Coweta Judicial Circuit Public Defender Office" that "Attorney John Overocker" works also, and "ATTORNEY Overocker" wrote

a letter on behalf of "attorney
Triesmann" that their representation
was at an end on the affirmation day
of June 26, 2015, and this letter
of final representation is dated Aug. 28th
2015.

So, what I was attempted to do was
to appeal to Georgia Supreme Court
because of State's Exhaustion Remedies
Requirement and the Federal Courts says
that Georgia Supreme Court is part of
the "exhaustion" scheme, so, I ask now,
how do I get Georgia Supreme Court
to pass on a decision if I can go
from your station as the procedures
dictate?

So the "notice of Intent to appeal"
was proper and the "motion for extension
of time to appeal" was proper.

So can I go to Georgia Supreme or
should I go to Habeas Corpus.

Sincerely

Jerry A. Benton

CERTIFICATE OF SERVICE

This is to certify that I have served the opposing party with a complete and accurate copy of the foregoing documents. Service was made by placing the same in an envelope, and with sufficient postage affixed, placed in the U.S. Mail, and on this day mailed to the party(s) as follows:

Samuel S. Olens
State Attorney General
40 Capitol Sq Suite 134
Atlanta, Georgia 30334-1300

This the _____ day of _____, 20____

Glenn Merrill Bruton PRO SE
Glenn Merrill Bruton GDC# 1000083551

JOHNSON STATE PRISON

P.O. BOX 344

WRIGHTSVILLE, GEORGIA 31096