

COURT OF APPEALS OF GEORGIA

RETURN NOTICE

March 20, 2015

To: Mr. Anthony Scott Chairmont, GDC1086418, Rutledge State Prison, 7174 Manor Road,
Columbus, Georgia 31907

Case Number: _____ Lower Court: _____ County Superior Court

Court of Appeals Case Number and Style: A15A1071. Anthony Scott Chairmont 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.
- 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
- 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. Our records indicate your attorney of record as: L. Lane, Esq., Post Office Box 7983, Macon, Georgia 31209. 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.

A15A1071

IN THE SUPERIOR COURT OF HOUSTON COUNTY

STATE OF GEORGIA

ANTHONY SCOTT CHAIRMONT
GDC #1086419

RECEIVED
2009 MAR 19 PM 3:41
COURT CLERK'S OFFICE
HOUSTON COUNTY, GEORGIA

Criminal ACTION NO. 2008-L-39512

Appellant,

Criminal Trial Proceedings
May 12th, 2009 to May 17th, 2009

VS.

THE STATE OF GEORGIA

Court of Appeals NO. _____

Appellee, Pro-SE

MOTION FOR Trial TRANSCRIPT

COMES NOW DEFENDANT / APPELLANT ANTHONY SCOTT CHAIRMONT, PRO-SE, IN THE ABOVE CAPTIONED CAUSE AND MOVES THIS HONORABLE COURT FOR AN ORDER, DIRECTING THE CLERK OF THE SUPERIOR COURT AND COURT TRANSCRIPT TRANSCRIBER OF HOUSTON COUNTY, TO FURNISH AT GOVERNMENT EXPENSE A COPY OF DEFENDANT / APPELLANT'S TRIAL TRANSCRIPT, AND ALL OTHER COURT DOCUMENTS PERTAINING TO DEFENDANT'S DISCOVERY, CRIMINAL CONVICTION WHICH HAS BEEN FILED AS PART OF THE COURT RECORD IN THE ABOVE CAPTIONED ACTION. THE DEFENDANT / APPELLANT STATES AS GROUNDS TO THE FOLLOWING:

-1-

DEFENDANT IS INDIGENT AND IS UNABLE TO SECURE SUFFICIENT FUNDS TO PURCHASE THE REQUESTED TRIAL TRANSCRIPTS, WHICH ARE IN THE CONTROL AND CUSTODY OF THE SUPERIOR COURT CLERK AND COURT REPORTER / TRANSCRIBER.

-2-

DEFENDANT IS IN NEED OF THE REQUESTED TRIAL TRANSCRIPTS TO INSURE THAT HE EFFECTIVELY PRESENTS HIS CLAIMS ON APPEAL OR IN HIS HABEAS CORPUS PROCEEDINGS.

-3-

DEFENDANT DECLARES THAT THE REQUESTED TRIAL TRANSCRIPT IS ESSENTIAL AND NECESSARY TO SHOW GROUNDS OF CONSTITUTIONAL VIOLATIONS, NUMERATION OF ERRORS AND INEFFECTIVE ASSISTANCE OF COUNSEL.

-4-

DEFENDANT SUBMITS THAT IT WOULD BE A FOURTEENTH AMENDMENT DENIAL OF EQUAL PROTECTION OF THE LAWS IN THIS CASE SHOULD THE DEFENDANT BE DENIED A FREE COPY OF HIS TRIAL TRANSCRIPTS AS SIMILARLY SITUATED INMATES WHO HAVE SUFFICIENT FUNDS IN THEIR ACCOUNTS ARE ALLOWED TO PURCHASE A COPY OF THEIR RESPECTIVE TRIAL TRANSCRIPTS.

DEFENDANT FURTHER SUBMITS THAT THE TRIAL TRANSCRIPT OF DEFENDANT CASE TOOK ALMOST 5 YRS. AFTER CONVICTION BEFORE IT WAS PREPARED AND CERTIFIED BY THE COURT REPORTER IN THIS CASE, AND APPELLANT ATTORNEY ELIZABETH LANE IS THE ONLY PERSON THAT HAS RECEIVED A COPY OF THE TRIAL TRANSCRIPT. THUS, IT WAS DECIDED IN WADE V. WILSON, AT 396 U.S. 282, 90 S. CT. 501 (1970), THAT THE STATE IS REQUIRED TO GIVE AN INDIGENT INMATE ACCESS TO HIS CRIMINAL TRIAL TRANSCRIPTS FOR USE ON APPEAL OR IN BRINGING A HABEAS CORPUS PETITION.

"WHEREFORE SEEING, THAT THE ABOVE AND FOREGOING FACTS ARE TRUE, THE DEFENDANT/APPELLANT, PRAYS THAT THE COURT ORDER THE CLERK OF THE SUPERIOR COURT AND COURT REPORTER/TRANSCRIBER TO FURNISH THE DEFENDANT WITH A COPY OF THE APPELLANT'S TRIAL TRANSCRIPT AND ALL OTHER DISCOVERY DOCUMENTS AND FOR THE COURT TO ORDER APPELLANT ATTORNEY ELIZABETH LANE TO SURRENDER ALL OF DEFENDANT'S TRIAL TRANSCRIPT AND DISCOVERY BY U.S. MAIL BE SENT TO APPELLANT PRISON OF INCARCERATION, RUTLEDGE STATE PRISON, COLUMBUS, GEORGIA. FURTHERMORE, THE APPELLANT REQUEST

That His Constitutional Right to the Trial Transcript and
ALL Documents of Discovery BE I GRANTED.

Carefully Submitted By:
ANTHONY SCOTT CHARMONT
RUTLEDGE STATE PRISON
7195 MAJOR ROAD
COLUMBUS, GA. 31907

CERTIFICATE OF SERVICE

I, HEREBY CERTIFY THAT BY THE UNITED STATES
PRISON LEGAL MAIL I HAVE [SERVED] A COPY
OF THE [ENCLOSED], TO THE CLERK OF THE
SUPERIOR COURT AND A COPY TO THE DISTRICT
ATTORNEY'S OFFICE AND A COPY TO THE COURT OF APPEALS.

SWORN BEFORE ME ON

Laurentius Markieste Alexander
Notary Public
Muscogee County, Georgia
My Commission Expires
February 17, 2018

This 10th Day of March, 2015
Justin Malik Ald
Notary Public

Anthony Scott Charmont
Signature

Parties Served by Mail

GA. Court of Appeals
47 Trinity Ave. ^{S.W.} Suite 501
Atlanta, GA. 30334

Clerk of the Superior Court
203 North Perry Pkwy.
Perry, Georgia 31029

District Attorney's Office
203 North Perry Pkwy.
Perry, GA 31029

IN THE SUPERIOR COURT OF HOUSTON COUNTY

STATE OF GEORGIA

ANTHONY SCOTT CHAIRMONT
GDC # 1086419

Appellant,

Criminal Action No. 2008-1-39512

VS.

Court of Appeals No.

STATE OF GEORGIA
Appellee,

Pro-Se

RECEIVED
2008 MAR 9 PM 3:40
CLERK OF SUPERIOR COURT
HOUSTON COUNTY, GEORGIA

Appellant Petitions The Court
To Withdraw Appellant Counsel
And With The Court's Permission Allow Appellant
To Further Proceed As A Pro-Se On Appeal

Comes Now, Anthony Scott Chairmont Appellant
Requesting the Court to Withdraw Appellant
Counsel and with the Court's Permission Allow
Appellant to Further Proceed As A Pro-Se On Appeal,
Georgia Constitution Guarantees A Right to Self-
Representation On Appeal. See Cook v. State, 296
Ga. App. 496, 675 S.E. 2d 245 (2009).

In Support of His Petition Appellant
Submits the Following:

1

Appellant Had A Jury Trial in this Court From May 12th, 2009 to May 14th, 2009 And Was Found Guilty By A Jury And Sentenced to A Life Sentence For the Crime of Armed Robbery.

2

Appellant On June 17th, 2009 Filed A Pro-SE Notice of Appeal in the Sentencing Court to Appeal to the Court of Appeals, On September 2009 the Trial Court Appointed Appellate Attorney Elizabeth Lane that did not file an Appellant's Brief into the Court of Appeals until 2013 and [Failed] to Add Additional Enumeration of Errors that Had [Merits] Requested by the Appellant, and [Failed] to Handle the Appeal in a Timely Manner [Failed] to Communicate on an Attorney/Client Basis and Refused to Send the Appellant A Copy of His Court Document's and A Copy of the Trial Transcripts. In 2013 the Court of Appeals Affirmed the Conviction on the Armed Robbery and Remanded the Conviction-Case back to the Sentencing Court for A Motion for New Trial that Was [Denied] On May 2014.

Appellant At this time is Waiting on the Court of Appeals to make A Ruling on the

INEFFECTIVE ASSISTANCE OF COUNSEL.

CONCLUSION

The Appellant Request that the Court Allow Him at this Time with Permission [Granted] Either from the Superior Court of Houston County or the Court of Appeals to Proceed Pro-Se and be Allowed to file a Supplemental Brief and Appellant Counsel be Withdrawn from the Record of the Court.

Carefully Submitted By:

Anthony Scott Chairman
Putledge State Prison

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT BY THE U.S. PRISON LEGAL MAIL I HAVE [SERVED] A COPY OF THE [ENCLOSED] TO ALL PARTIES BELOW.
SWORN BEFORE ME ON THIS 16th

Laurentius Markieste Alexander
Notary Public
Muscogee County, Georgia
My Commission Expires
February 17, 2018

Day of Month 2015.
Laurentius Markieste Alexander
Notary Public

Anthony Scott Chairman
SIGNATURE

Parties Served by Mail → Attorney Elizabeth Lane P.O. Box 7983 Macon, Ga. 31209
Court of Appeals of Ga. Suite 501, 477 Trinity Ave. S.W. Atlanta, Ga. 30334
Clerk of the Superior Court 203 North Perry Pkwy. Perry, Ga. 31029 (District Attorney's Office)