

COURT OF APPEALS OF GEORGIA
DOCUMENT RETURN NOTICE FOR BRIEFS OR MOTIONS

October 22, 2015

To: Mr. Abdul Malik Chestnut, 5194 Miller Woods Trail, Decatur, Georgia 30035

Docket Number: A15A1935 **Style:** Abdul Malik Chestnut v. Citi Mortgage, Inc.

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

1. **Your pauper's affidavit must be notarized by a notary public.**
2. A Request for Oral Argument must be filed as a separate document. Rule 28 (a) (3)
3. Your document(s) was (were) not signed by counsel (No signatures with expressed permission are permitted). Rule 1 (a)
4. An improper Certificate of Service accompanied your document(s). Rule 6
5. Your Certificate of Service did not include the complete name and mailing address of each opposing party. Rules 1(a) and 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.
6. There were an insufficient number of copies of your document. Rule 6.
7. Your document exceeds page limits. Rules 24 (f) and 27 (a)
8. Your document was submitted without permission to file (supplemental brief or second motion for reconsideration). Rules 27 (a) and 37 (d)
9. Letter briefs and letter cites are not permitted. Rule 27 (b)
10. Your request for court action must be submitted in motion form. Rule 41 (a)
11. Your motions were submitted in an improper form (compound motions in one document). Rule 41 (b)
12. Type was on both sides of the paper; type font was smaller than 10 characters per inch; and/or the type was not double-spaced. Rules 1(c), 37(a) and 41(b).
13. The pages were not sequentially numbered with arabic numerals. Rule 24 (e)
14. Case and/or record citations were not made in the proper form. Rules 24 (d) and 25 (c) (2)
15. Margins were too small or paper size incorrect. Rules 1(c), 24(c), 37 (a) and 41(b)
16. Your document(s) was (were) not securely bound at the top with staples or round head fasteners. Rule 1 (c)
17. The Motion to Supplement has not been granted.
18. Other:

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

IN THE COURT OF APPEALS
STATE OF GEORGIA

ABDUL MALIK CHESTNUT
(Petitioner/Appellant),

vs.

CITIMORTGAGE, INC.
(Respondent/Appellee).

CASE NO. # A15A1935
(CIVIL ACTION)

RECEIVED IN OFFICE
2015 OCT 19 PM 4:03
CLERK OF THE COURT
COURT OF APPEALS
STATE OF GEORGIA

PAUPER'S AFFIDAVIT

X 

ABDUL MALIK CHESTNUT #X0151198

DeKalb County Jail

4425 MEMORIAL DRIVE

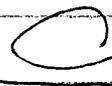
DECATUR, GA 30032

484-466-1035

COMES NOW, the Appellant, ABDUL MALIK CHESTNUT, and hereby petitions this Court to waive the \$300.00 filing fee for ~~the~~ Appeal (Appellant's Brief) due to him being incarcerated in the DeKalb County Jail since July 13, 2015; and not being able to pay it, due to lack of income.

Wherefore, Petitioner prays his Affidavit is suffice and seeks any additional relief deemed just and proper.

X Submitted this the 5th day of October 2015.

X 

ABDUL MALIK CHESTNUT #X0151198

DeKalb County Jail

4425 Memorial Drive

Decatur, GA 30032

484-466-1035

(PAGE 1)

IN THE COURT OF APPEALS
STATE OF GEORGIA

ABDUL MALIK CHESTNUT
(Petitioner/Appellant),

VS.

CITIMORTGAGE, INC.
(Respondent/Appellee).

CASE No. # A15A1935

(CIVIL ACTION)

RECEIVED IN OFFICE
NOV 19 PM 4:03
CLERK OF SUPERIOR COURT
COUNTY OF ALBERTA, GA

MOTION FOR EXTENSION OF TIME
(NUNC PRO TUNC)

COMES NOW, the Appellant/Petitioner, ABDUL MALIK CHESTNUT, and hereby petitions this Court to extend the filing deadline for the receipt of his APPELLANT BRIEF for the following reason(s):

1. Petitioner mailed a Notice of Change of Address and Appellant Brief to this Court dated July 18, 2015; and notarized for mailing by the DeKalb County Jail on July 20, 2015; in the same envelope.

2. This Court's Clerk's Office updated Petitioner's address and subsequently filed "BOTH" pleading as one entry as change of address; and did NOT file Petitioner's APPELLANT.

3. Therefore, there is NO NOTICE OF DOCKETING record for Petitioner's/Appellant's brief due to this clerical error.

4. Petitioner moves this Court to Order the Clerk's Office to correctly file the APPELLANT BRIEF accordingly; and to extend the filing deadline to the date it is actually docketed under the Nunc Pro Tunc rule.

Wherefore, Petitioner prays his MOTION FOR Extension of TIME is GRANTED; and for any further relief - as deemed just and proper.

COURT OF APPEALS OF GEORGIA
DOCUMENT RETURN NOTICE FOR BRIEFS OR MOTIONS

10.20.15

To: *Abdul Chestnut*
Docket Number: *A15A1935*

Style: *Abdul Chestnut v. Citi Mortgage, Inc.*

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

1. Your Appellant's Brief, was not accompanied by the statutory filing fee (\$300.00 civil; \$80.00 criminal *Effective July 1, 2009) 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. A Request for Oral Argument must be filed as a separate document. Rule 28 (a) (3)
3. Your document(s) was (were) not signed by counsel (No signatures with expressed permission are permitted). Rule 1 (a)
4. No Certificate of Service or an improper Certificate of Service accompanied your document(s). Rule 6
5. Your Certificate of Service did not include the complete name and mailing address of each opposing counsel and pro se party. Rules 1(a) and 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.
6. There were an insufficient number of copies of your document. Rule 6.
7. Your document exceeds page limits. Rules 24 (f) and 27 (a)
8. Your document was submitted without permission to file (supplemental brief or second motion for reconsideration). Rules 27 (a) and 37 (d)
9. Letter briefs and letter cites are not permitted. Rule 27 (b)
10. Your request for court action must be submitted in motion form. Rule 41 (a)
11. Your motions were submitted in an improper form (joint, compound or alternative motions in one document). Rule 41 (b)
12. Type was on both sides of the paper; type font was smaller than 10 characters per inch; and/or the type was not double-spaced. Rules 1(c), 37(a) and 41(b).
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18. Other: _____

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ABDUL M. CHESTNUT #X0151198

DeKalb County Jail
4425 MEMORIAL DRIVE
DECATUR, GA 30032

Court of Appeals of Georgia

*ATTN: COURT CLERK
47 TRINITY Avenue

Suite 501
Atlanta, GA 30334

RECEIVED IN OFFICE
2015 OCT 19 PM 4:03
CLERK/COURT ADMINISTRATOR
COURT OF APPEALS OF GA

October 10, 2015

RE: A15A1935 (CIVIL CASE)

Dear Court Clerk, July

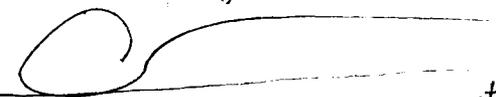
On or around ~~September~~ 18, 2015, Petitioner (myself) mailed a

letter (notice of change of address) advising this Court that I was in custody of the DeKalb County Sheriff, at their jail. Within the same envelope, was my APPELLANT BRIEF for my Appeals. ~~My~~ my appeal was dismissed on October 1, 2015, stating as of September 15, 2015, the appellant ~~has~~ not filed his brief by July 21, 2015. It appears that your office filed the Notice of Address and Appellant Brief together as one document and stapled it together, in error.

Please separate these documents and file the APPELLANT BRIEF and mail the "NOTICE OF DOCKETING" to the necessary parties. This error has placed me in jeopardy of being assessed a penalty for filing a frivolous appeal. Also, forward a necessary copy to the judge(s); I had mailed (2) copies of the aforementioned pleadings back in July. The "ORIGINAL COPY" should be contained within the case file.

Lastly, please file a copy of this letter in the official case file and forward it to any parties that you feel that is necessary. A copy is attached as "EXHIBIT B" in the "MOTION FOR RECONSIDERATION" as well, for this Court's review,

Sincerely yours,

X 

Abdul M. CHESTNUT #X0151198
DeKalb County Jail
4425 MEMORIAL DRIVE
Decatur, GA 30032