

# COURT OF APPEALS OF GEORGIA

## RETURN NOTICE

April 2, 2015

To: Richard Eugene Daniel, GDC216862, Jenkins Correctional Center, 3404 Kent Farm Drive, Millen, Georgia 30442

Case Number: \_\_\_\_\_ Lower Court: \_\_\_\_\_ County Superior Court

Court of Appeals Case Number and Style: A14A2334. Richard Eugene Daniel 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.
- The remittitur in the referenced appeal issued on March 17, 2015, which divests 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 \_\_\_\_\_ is:
- 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.

MARCH 25, 2015

Dear Clerk,

IN RE: Case NO: A14A2334  
Richard Eugene Daniel V. State

RECORDED & INDEXED  
2015 MAR 31 PM 3:43  
CLERK OF SUPERIOR COURT  
DEPARTMENT OF LAW

I Recieved A notice OF REMITTUR  
CONCERNING The Above styled Case,  
It simple stated that the Remittur  
WAS TRANSMITTED to the TRIAL Court  
ON MARCH 17, 2015,

I Recieved the notice (MARCH 23, 2015)  
The Reason For this letter is that  
AS I'm A PRO SE DEFENDANT I'm not sure  
WHAT this "NOTICE OF REMITTUR" Mean's  
I ASSUMED THAT A written decision  
would Be ISSUED STATING the Judgement  
OF the Court; so I would know what  
TO Be PREPARED FOR, so could you  
please send me the ACTUALL Judgement  
AND written order OF the Court Along  
with the NAME'S OF the Judge's who  
MADE the Ruling AND OR decision?

JEN KIN'S CORRECTIONAL CENTER  
3404 KENT FARM DR.  
MILLEN, GA. 30442

Respectfully  
Richard E. DANIEL  
2118862 PRO SE.