



Court of Appeals of Georgia

February 20, 2015

TO: Mr. Robert Jay Davis, GDC1000183793, Wheeler Correctional Facility, Post Office Box 466, Alamo, Georgia 30411

RE: **A15A0305. Robert J. Davis v. The State**

CHECK RETURN

- Your check number _____ in the amount of _____ written on the account of your firm for the filing fee in _____ is enclosed. Please be advised that this Court is returning your check since the filing fee was already paid by _____.

CASE STATUS - DISPOSED

- The referenced appeal was _____ on _____. The remittitur issued on _____, divesting this Court of any further jurisdiction of your case. The case is therefore, final.

CASE STATUS - PENDING

- The above referenced appeal is pending in your name before this Court. The appeal was docketed in the January 2015 Term and a decision must be rendered by the Court by the end of the April 2015 Term which ends on July 31, 2015.**

APPLICATION FOR PERMISSION TO APPEAL A PROBATION REVOCATION

- To appeal a probation revocation, you will need to file a Discretionary Application with this Court. Rule 31 of the Rules of the Court of Appeals of Georgia describes a Discretionary Application and the items you would need to include with your application.

A Discretionary Application must be filed within 30 days of the stamped filed date on the order that you are appealing and the application must be accompanied by a proper Certificate of Service and a pauper's affidavit or the \$80.00 filing fee. You must also comply with all the other applicable rules of Court regarding filing with the Court of Appeals of Georgia.

Enclosed, please find a copy of the Rules of the Court of Appeals for your review.

IN THE COURT OF APPEALS
STATE OF GEORGIA

Robert J. Davis
VS
STATE of Georgia

Case No.
A15A0305
A15D0033

Indictment, 12-CR367

RECEIVED IN THE COURT OF APPEALS STATE OF GEORGIA
2015 FEB 18 PM 2:28

NOTICE

Will you please let me know the status of my Case.

I Received A Notice From you today that states NO BRIEF was return with Corrections, to your Court, and that your Court has no record of Appellant serving the Appellee with copy of my Brief. (See Attached)

* THE BRIEF was filed (within) the DISCRETIONARY appeal. The only corrections your court address was to change the captions From Direct appeal to Discretionary appeal which was done. THE part 2 ENUMERATION of ERRORS was filed "within" the Application for Discretionary Appeal. All parties were served (See Enclosed certificate of service) Also (see trial court index docket sheet).

my Case was originally docketed on August 27, 2014 as Case No A15D0033, my application was Granted on September 15, 2014, the Above Court returned my Brief on September 23, 2014, my Case was sent back to you with and Brief and Certificate of Service on September 26, 2014 "then"

All parties were Reserved with a Certificate of Service (See attached)

my Case was Re-Docketed on September 29, 2014 with a new Case No. A15A0305, the prison sent All briefs Indigent mail plus made copies (See Attached)

Since then I have not received A reply from the Appellee, the Appellee has not submitted no brief, If the Court of Appeals never got my new Brief then why did this Court Re-Docketed my Case?

Is my Appeal Still pending before this Court?

I have received no order from your Court granting or Denying my Appeal. In your order Granting my application for Discretionary Appeal IT STATE I FILED DIRECT APPEAL WITH "BRIEF"

September 15, 2014

please Let me know the statue of my Appeal.

God Bless you. my appeal was submitted with a "BRIEF" and All parties were served.

Respectfully Submitted this 10th day of February 2015
(by) Robert Jay DAVIS CC/

"pro se" GDC# 100183793

Wheeler Correctional Facility, P.O. Box 466 Alamo, GA 30411

Certificate of Service

I Do hereby Certify that I have placed the foregoing by placing it into the U.S. mail, postage paid properly addressed to:

1) Georgia Court of Appeals, Suite 501
47. Trinity Ave, S.W. Atlanta GA 30334

WHEELER CORRECTIONAL FACILITY
INMATE "Request for Copies" AUTHORIZATION FORM

SECTION: I

INMATE NAME: Robert Jay Davis GDC# 1000183793

UNIT 600 DORM W-104

I request photocopying services for (type of Material): Legal material
my Direct Appeal - After trial by jury

The copies are required for (reason for copies): (5) Copies of Brief
for Appeals Court, trial Court, and District Attorney

I understand that there will be a charge of \$.25 per copy.
I need a total of five (5) copies Thanks ☺ God Bless you

5-copies each

Robert Jay Davis
Inmate Signature

9-8-2014
Date

SECTION II: Cost Computation

5 x 53 pages @ \$.25 per copy = \$ 66.25

Number of Copies

106 x .25 = 26.50

TOTAL COST = \$ 26.50

1 of 3 sets
at 0
charge

SECTION III: Funds Verification

To: Business Office

From: _____

Division

The above name inmate has requested photocopying. Please advise:

1. The date and amount his inmate's account was charged/obligated for the copies.

Date: 9-16-14 Amount: 26.50 Signature of Staff Division

SECTION IV: Certification that copying complete & received by inmate

Division
SIGNATURE OF STAFF

DATE 9-16-14

Robert Jay Davis
SIGNATURE OF INMATE

DATE: 9-16-2014

Certificate of Service

I Do hereby Certify that I have placed the foregoing by placing it into the U.S. mail, postage paid, properly addressed too:

- 1) Georgia Court of Appeals, suite 501
47 trinity Ave, S.W. Atlanta GA 30334
- 2) District Attorneys office, p.o. Box 389
Fort Valley, Georgia, 31030
- 3) Clerk of Superior Court, Mr. Joe wilder
p.o. Box 389, Fort Valley, Georgia 31030

Respectfully Submitted this 16 day of
September 2014

(by) X Robert Jay Davis
" pro SE "

GDC# 1000183793, wheeler Correctional Facility
p.o. Box 466, Alamo, Georgia 30411

Certificate of Service

I do hereby Certify that I have placed the forgoing by placing it into the U.S. mail postage paid, properly addressed too!

- 1) Georgia Court of Appeals, Suite 501
47 trinity Ave, S.W. Atlanta GA 30334
- 2) District Attorneys office p.o. Box 389
Fort Valley, Georgia, 31030
- 3) clerk of Superior Court, Mr. Jewilder
p.o. Box 389, Fort Valley, Georgia 31030

Respectfully Submitted this 26th day of
September 2014

cc/ (by) Robert Jay DAVIS
GDC# 1000/83793 "PRO SE"
wheeler Correctional facility p.o. Box 466
Alamo, GA 30411

IN THE Superior Court of Peach County
STATE OF GEORGIA

State of Georgia

Case 12-CR-367

vs

Robert Jay DAVIS

Appeals No.

A15D0033

NOTICE of Appeal.

Comes now the Defendant in the Above style Case gives this honorable Court notice to Appeal his motion for new trial, his trial, and pre trial motions, defendant is appealing his Case to the Georgia Court of Appeals pursuant to O.C.G.A. 5-6-35, 5-6-34(a), 5-6-37,

Jurisdiction

Jurisdiction of this Appeal, Article VI, Section V, paragraph III of this Court of Appeals decision binding.

The Court of Appeals shall be a Court of Review and shall exercise appellate and Certiorari jurisdiction in All Cases not reserved to the Supreme Court or conferred on other Courts by Law.

GEORGIA, PEACH COUNTY
Clerk's Office, Superior Court
Filed in Office

day of

Sept 29 2014
Sherry [Signature] Deputy Clerk

Page -1- of 2:

The Clerk of Said Court will please Include
the Entire Record of All pre-trial transcripts
as Dated June 3, 5, 7, 2013, August 21, 28, 2013,
and trial transcripts and September 3, 2013,
December 18, 2013, trial transcripts January 13, 14, 2014
and motion for new trial June 20, 2014, and
Sentence modification transcripts June 20, 2014,
All motions, orders, and the entire case be
transmitted to Georgia Court of Appeals

Respectfully Submitted this 20th Day of
September 2014

(by) Robert Jay DAVIS
"PRO SE"
CDC# 1000183713
Wheeler Correctional Facility, P.O. Box 466 Alamo,
Georgia 30411

Certificate of Service

I do hereby certify that I have placed the
forgoing into the U.S. mail, postage paid to:

1) Court of Appeals of Georgia, Suite 501
47 Trinity Ave, Atlanta, Georgia 30334

2) Clerk of Superior Court of Peach County
P.O. Box 389 Fort Valley, Georgia 31030

3) District Attorney office P.O. Box 389 Fort Valley, GA
31030
page 2

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

February 6, 2015

To: Mr. Robert J. Davis, GDC000183793, Wheeler Correctional Facility, Post Office Box 466, Alamo, Georgia 30411

Docket Number: A15A0305 **Style:** Robert Jay Davis v. The State

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 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).
 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: In response to your "Notice", your Brief was submitted to this Court and returned to you on September 23, 2014 for the application, A15D0033. Robert J. Davis v. The State due to an improper Certificate of Service. The Brief was not returned to this Court with the needed corrections. Therefore, we have no record of you serving the Appellee with a copy of your Appellant's Brief.**
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