

# COURT OF APPEALS OF GEORGIA

## RETURN NOTICE

January 8, 2015

To: Mr. Troy Edwards, X0093339 6NW310, DeKalb County Jail, 4425 Memorial Drive,  
Decatur, Georgia 30032

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

Court of Appeals Case Number and Style: \_\_\_\_\_

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

- There is no current 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 \_\_\_\_\_ 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.
- Other: To make a complaint against a public defender, you may want to contact the State Bar of Georgia, 104 Marietta Street, N.W., Suite 100, Atlanta, Georgia 30303.

I AM IN DEKALB COUNTY JAIL, TROY A. EDWARDS X0093339 6NW 310. P. 1  
ME AND TWO OTHER GENTELMAN WERE ARRESTED ON 12-28-13, BY DORAVILLE  
POLICE FOR A 2 DEGREE BURGLARY, MY CODEFENDTS MR. GREGORY  
BYARS, MR. STEVEN CLEMMONS, I WOULD LIKE TO AT THIS TIME MAKE  
A COMPLAINT ON MY PUBLIC DEFENDER ELIZABETH A. PARKS. IN THIS  
LETTER I AM SENDING A HAND WRITEN COPY OF THE NARRATIVE REPORT  
FILLED OUT BY OFFICER E. LOWE, THERE ARE 4 OFFICERS LISTED IN THIS REPORT  
OFFICER BAKAR, OFFICER CLANTON, OFFICER OLIVO. MR. LOWE WAS ARRESTING OFFICER  
AND ONLY OFFICER TO FILL OUT THESE REPORT, THIS NARRATIVE AND A REPORT  
CALLED INCIDENT REPORT MISCELLANEOUS, THESE ARE THE ONLY REPORTS  
IN OUR DISCOVERY PACKAGE THAT WE RECEIVED ON MAY 29TH 2014, THERE IS  
NO PICTURES, PRINTS, DNA, STATEMENT FROM GM SECURITY NO MERCHANDISE  
NOTHING BUT NARRATIVE REPORT. AND I MYSELF AND MS. PARKS HAVE HAD  
NARRATIVE BEFORE OUR PRE-LIM ON 1-23-14 AT THAT TIME THIS CASE WAS  
BOUND OVER, AND ON 2-5-14 WAS INDICTED IN WHICH THE GRAND JURY ANDED  
A 2 DEGREE CRIMINAL DAMAGE TO PROPERTY. NOW FOR PRE-LIM, NONE OF THESE  
OFFICER SHOWED UP. IT WAS A DETECTIVE KASPAR ALSO WITH DORAVILLE.  
AT OUR PRE-LIM DET. KASPAR TESTIFIED THAT HE NEVER CAME TO THE SCENE  
THE NIGHT OF OUR ARREST, OR ANY TIME BEFORE OR AFTER THIS NIGHT. BUT HE  
DOES TESTIFY TO NUMEROUS EVENTS THAT ARE NOT IN THE NARRATIVE.  
KASPAR TESTIFIED TO A GREY PRIMER SOLUTION, THAT WAS ON THE  
HANDS AND FORARMS OF ALL 3 SUBJECTS, BUT HE STATED THAT THEY DID  
NOT TAKE ANY PICTURES OF THIS SOLUTION, HE ALSO STATED THAT THIS SOLUTION  
WAS NOT ON ANY HANDRAILS OR THE CATWALK OR IN THE SOLUTION TANK THAT  
WAS ON THE GROUND FLOOR. HE ALSO TESTIFIED IN GREAT DETAIL HOW THIS  
TRACKING SYSTEM MOVE THRU OUT THE BLDG, AND THAT THAT WAS WHAT  
EDWARDS AND CLEMMONS, AND BYARS WERE TRYING TO STEAL, HE ALSO STATED  
THAT THESE PRODUCTION CLAMPHOOKS WERE WHAT WAS IN THE WHEEL CARRON  
BUT THERE ARE NO PHOTS OF GREY PRIMER, NO PHOTS OF THIS TRACKING SYSTEM

EVIDENCE COLLECTED PRINTS TAKEN, DNA EVIDENCE, COMPLAINT UNFOUNDED  
 WILLING TO PROSECUTE ALL THESE BOXES ARE MARKED NONE?  
 AND THE DATE AND TIME ON THIS READS 12-29-2013 TIME 2322. AND  
 EVEN THO MR. LOWE MATCHED THIS TIME ON HIS WRITTEN STATEMENT  
 HE COULD NOT CHANGE THE CLOCK ON THE COMPUTER THAT HE MADE THIS  
 REPORT, IT READS 12-30-2013 TIME 0427, SO THE MISCELLANEOUS WAS  
 FILLED OUT 12-29-13 AT 11:30 p.m. THIS REPORT SHOWS THAT HE COLLECTED  
 NO EVIDENCE AT THE SCENE, SHAS LATER HE WRITES HIS REPORT  
 CLAIMING THAT OFFICER LOWE OFFICER CLANTON WERE COLLECTING  
 TOOLS USED IN THEFTS WE THEY COULD SMELL SMOKE FROM A MARLBOROUGH  
 CIGARETTE THAT WAS STILL BURNING. THEY ENTERED A CONTROL BOOTH  
 AND FOUND BYARS. ? AND AT OUR PRE-LIM ON 1-23-14 DET. KASPAR  
 BACK THESE OFFICER UP BY TESTIFYING THAT THESE ITEMS ARE AT  
 DORAVILLE POLICE DEPT, THEN WHY ARE THEY NOT IN DISCOVERY?

SO NOW EVER SINCE 1-23-14 I HAVE ASKED MY PUBLIC DEF. MS. PARKS FOR  
 THE CD FROM PRE-LIM TO BE PUT INTO PRINT, SHE HAS NOT DONE THIS  
 AND HAS NOT EXPLAINED WHY THIS SHOULD NOT BE DONE, AND EVER  
 SINCE MY ARRAIGNMENT, ME AND MY CO-DEFENDTS HAVE ASKED FOR A  
 SPEEDY TRIAL, AND SHE REFUSES TO FILE FOR SPEEDY OR ANY OTHER  
 MOTIONS TO HELP IN THIS CASE. SHE HAS DONE NOTHING ON MY BEHALF.  
 I LAST SAW HER HERE IN LATE SEP, SHE CAME TO LISTEN TO CD WITH ME  
 BUT THE RECORDER SHE HAD DID NOT WORK SO WE DID NOT GET TO  
 LISTEN.

SO NOW ON SEP 2 2014 I GET TAKEN TO A INTERVIEW WITH A DET.  
 FROM DORAVILLE, AND A FBI AGENT, HERE AT DEKALB. THIS DET. WORKS  
 UNDER DET. KASPAR THE KASPAR IS LEAD DET. IN DORAVILLE, NOW THEY  
 CLAIM THEY HAVE EDWARDS PH RECORDS, 2 20 MIN CONVERSATION THAT

ON 12-29-13 AT 2322 HRS. UNITS RESPONDED TO THE PEACHTREE RD SIDE OF THE GM PLANT IN REGARDS TO GM SECURITY FINDING A GATE HAD BEEN CUT FOR ACCESS TO THE CLOSED PROPERTY. OFFICER BAKER AND I MADE OUR WAY INTO THE LOCATION AND NOTICED MUDDY TIRE TRACKS AT THE SCIENCE BLDG. THROUGH THE PLANT, WE THEN WORKED OUR WAY INTO THE INTERIOR OF THE PLANT THROUGH GATES THAT HAD BEEN CUT OPEN. OFFICER CLANTON AND I GO DOWN TO THE FOOT WALL OF THE AREA. UPON APPROACHING A LARGE PLANT BLDG. WITH AN OPEN BAY DOOR, WE COULD HEAR BANGING. THE SOUND WAS FROM SUBJECTS USING SOME SORT OF TOOL AS METAL WAS BEING STRUCK. WE COULD ALSO SEE FLASHLIGHTS. FROM THE ENTRY WE COULD MAKE OUT TWO SEPARATE SUBJECTS INSIDE THE PLANT. UPON ENTERING THE AREA OFFICER CLANTON AND I CLIMBED STAIRS TO WHERE WE SURROUNDED TROY EDWARDS ON A CATWALK TRYING TO REMOVE METAL FROM THE TRACKING SYSTEM. THERE WAS A WHEEL BARROW AT ONE OF THE DOORS FILLED WITH METAL, POSSIBLY LEAD, PRODUCTION CLAMP/HOOKS. EDWARDS WAS TAKEN INTO CUSTODY. FOR OFFICER SAFETY IN THE EXTREMELY DARK BLDG, WE ASKED HIM SEVERAL TIMES WAS THERE ANYONE ELSE IN THE AREA. HE WOULD NOT ANSWER ONLY STATING HE WANTED A LAWYER. DUE TO OUR INTELLIGENCE THAT THERE WAS ANOTHER SUSPECT WE CONDUCTED A SEARCH AND DISCOVERED STEVEN JENNINGS HIDING IN A RACK ON AN UPPER LEVEL IN THE VERY IMMEDIATE AREA WHERE THE OTHER SUSPECT HAD APPREHENDED. THE TWO SUBJECTS WERE SECURED AND THE SCENE WAS HELD UNTIL WE COULD CONTACT THE ON CALL DETECTIVE. AFTER SPEAKING WITH DETECTIVE KASPAR, UNITS RE-ENTERED THE AREA AND CHECKED THE AREA WHERE EDWARDS HAD BEEN ARRESTED. OFFICER CLANTON AND I WERE COLLECTING TOOLS THAT WERE BEING USED IN THEFTS WHEN WE COULD SMELL SMOKE FROM A MARIJANA CIGARETTE THAT WAS STILL BURNING. HE ENTERED A CONTROL BOOTH AND I NOTICED GREGORY BYARS HIDING BEHIND A CONTROL PANEL DRAWER. HE WAS ARRESTED AND SECURED IN A PATROL VEHICLE. DET. KASPAR WAS ADVISED OF THE SITUATION AND GM SECURITY ADVISED THAT SOMEONE WITH CORPORATE OFFICE IN DETROIT WOULD FOLLOW UP REGARDING PROSECUTION.

PLEASE MAKE COPIES IF YOU NEED BUT COULD BE DELETED IF YOU CAN NOT HELP ANY MORE.

Sincerely

Troy Edwards