

**COURT OF APPEALS OF GEORGIA  
DOCUMENT RETURN NOTICE FOR APPLICATIONS**

**March 5, 2015**

**To:** Mr. Andrew S. Fleischman, Esq., 280 Constitution Boulevard • Room 1086, Dallas, Georgia 30132

**Docket Number: Style: Dominique Gilbert v. The State**

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

1.  Your Application was not accompanied by the statutory filing fee, \$300.00 civil; \$80.00 criminal, or a sufficient pauper's affidavit, Appointment of Counsel or affidavit of counsel. OCGA §5-6-4 and Rule 5 Please be advised that your pauper's affidavit should be notarized by a notary public.
2.  Portions of the record included were not tabbed and indexed. Rules 30 (e) and 31 (c).
3.  A stamped "filed" copy of the trial court's order to be appealed was not attached to your Application. Rules 30 (b) and 31 (e)
4.  A stamped "filed" copy of the Certificate of Immediate Review was not attached to your Interlocutory Application. Rule 30(b)
5.  Your document(s) was (were) not signed by counsel (No signatures with expressed permission are permitted). Rule 1 (a)
6.  There were an insufficient number of copies of your document. Rule 6
7.  No Certificate of Service accompanied your document(s). Rule 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.
8.  Your Certificate of Service did not include the complete name and /or mailing address of each opposing counsel and pro se party. Rule 1(a) and 6
9.  Your document exceeds page limits. Rules 24(f) , 30(e) and 31(c)
10.  Your request for court action must be submitted in motion form. Rule 41 (a)
11.  No extension of time for filing an interlocutory application will be granted . Rule 30 (g) . No extension of time will be granted for filing a discretionary application unless the motion for extension is filed on or before the due date of the discretionary application.
12.  The type font was smaller than 10 characters per inch; type was not double-spaced or/and type was on both sides of the paper. Rules 1(c), 24(b), 37(a) and 41(b).
13.  **Rule 6. Service should be made by United States mail.**
14.  **Electronic filing is mandatory in this Court. The following Rule 46 became effective January 1, 2015.**

**XXII. ELECTRONIC FILING OF DOCUMENTS**

**Rule 46. Electronic Filing of Documents.**

**Counsel is required to use the Court's electronic filing system and to follow the policies and procedures governing electronic filing as set forth in the Court's electronic filing instructions. The Clerk of Court may grant a request for exemption from mandatory electronic filing for good cause shown. An adverse decision by the Clerk of Court may be appealed by motion to the Court via a paper filing.**

**Rule passed October 21, 2014 - effective January 1, 2015**

**IN THE COURT OF APPEALS OF GEORGIA**

DOMINIQUE GILBERT

v.

STATE OF GEORGIA

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COURT CLERK  
CLERK COURT OF APPEALS OF GA

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**APPLICATION FOR INTERLOCUTORY APPEAL**

14-CR-1360

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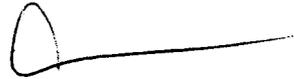
been quashed, then under O.C.G.A. § 17-7-53.1 a bar to further prosecution arises.

*Id.*

### CONCLUSION

The Appellant respectfully requests that this Court grant the interlocutory appeal and reverse the trial court's judgment denying the plea in bar.

This 2nd day of March, 2015.



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