

# COURT OF APPEALS OF GEORGIA

## RETURN NOTICE

May 4, 2015

To: Mr. Meddric M. Glover, GDC15427, Crisp County Jail, 196 Highway 300 South,  
Cordele, Georgia 31015

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 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.

IN THE SUPERIOR COURT OF CRISP COUNTY

STATE OF GEORGIA  
**SCANNED**  
4/29/15

FILED IN OFFICE  
APR 23 2015  
*Jeanne Roane*, Clerk  
CRISP SUPERIOR COURT

STATE OF GEORGIA  
-VS-  
Meddric M. Glover

CASE No: 14-0987

NOTICE OF INTENT

Comes Now Meddric M. Glover,  
Defendant in the Above Styled  
"Notice of Intent," To Apply Interlocutory  
Application To the Court of Appeals of  
Georgia.

This 15 Day of April, 2015

RECEIVED IN OFFICE  
2015 APR 28 PM 2:49  
COURT OF APPEALS OF GA

FILED IN OFFICE  
APR 23 2015  
COURT CLERK  
CLERK COURT OF APPEALS OF GA

~~Meddric M. Glover~~  
Meddric M. Glover  
CRISP COUNTY LAW  
ENFORCEMENT 196  
Hwy 300 South  
CORDELE, GA. 31015

IN the SUPERIOR COURT OF CRISP COUNTY  
STATE OF GEORGIA

FILED IN OFFICE

APR 23 2015

Jeanne Roquemore, Clerk  
CRISP SUPERIOR COURT

STATE OF GEORGIA

VS.

Meddric M. Glover

CASE NO. 14-0957

### CERTIFICATE OF IMMEDIATE REVIEW

Come Now Meddric M. Glover, defendant, IN the Above styled "CERTIFICATE OF IMMEDIATE REVIEW" AS AUTHORIZED UNDER O.C.G.A. 5-7-2, 5-6-35, 5-6-34 (B) AND CITED IN "SURUGGS-VS-GEORGIA DEPARTMENT OF HUMAN RESOURCES, 261 GA 587 408 S.E. 2d 103 (1990) AND DUE PROCESS OF LAW RIGHTS AND PROCEDURAL GUARANTEE. Defendant submits this motion IN PROPERIA PERSONA AND IN FORMA PAUPERIS TO WIT;

A.

On 9-2-2014 DEFENDANT TURN HIMSELF IN TO CRISP COUNTY SHERIFF'S OFFICE FOR MURDER.

On 9-3-2014, Probation OFFICER PLACED A Hold AGAINST the DEFENDANT

On September-23<sup>RD</sup>-2014, A PETITION TO REVOKE DEFENDANT PROBATION WAS ISSUED BY the PROBATION OFFICER...

On October-9-2014, SUPERIOR COURT JUDGE  
Sign the Petition to REVOKE DEFENDANT  
PROBATION AND ORDERED DEFENDANT TO APPEAR  
IN COURT 21<sup>st</sup> day OF OCTOBER, 2014 AT  
9:00A.M.

DEFENDANT MOVES THIS COURT TO IMMEDIATELY REVIEW THE BELOW AND FOREGOING FACTS OF LAW TO RELIEVE DEFENDANT OF THIS CLEAR PREJUDICE AND UNCONSTITUTIONAL PROCESS WHICH IS CURRENTLY UNDER SCRUTINY OF FALSE IMPRISONMENT VIOLATION AGAINST THE RIGHTS GUARANTEED THE DEFENDANT UNDER THE 14<sup>th</sup> AMENDMENT AND TO INCLUDE THE CRUEL AND UNUSUAL PUNISHMENT TO THE 8<sup>th</sup> AMENDMENT, TO THE UNITED STATE CONSTITUTION.

B.

DEFENDANT ARGUES THAT THE PROBATION REVOCATION HEARING WAS A DUE PROCESS VIOLATION BASED ON THE FACT THAT THE PROBATION OFFICER FAILED TO SCHEDULE A TIMELY PROBATION REVOCATION HEARING. A PROBATIONER IS ENTITLED TO DUE PROCESS IN ALL PROBATION REVOCATION PROCEEDING SUPERIOR COURT JUDGE CONTINUED DEFENDANT PROBATION REVOCATION HEARING FROM - OCTOBER-21-2014 UNTIL APRIL-15-2015.

On April-14-2015, Defendant will BE INCARCERATED 7-months in Crisp County Jail Facility without A Probation Revocation Hearing...

The Probation Guideline Requires that Petition BE Filed within 15 Days of Arrest SEE COURT CASES;

- ANDERSON-VS-STATE, 166 GA APP 521 304 S. E. 2d 747 (1983)
- PORTER-VS-STATE, 142 GA APP. 481 (1) 236 S. E. 2d 172 (1977)
- McCoy-VS-STATE, 246 GA APP 623 (2000)

C.

The Georgia Statute Provides Only that IF THE PROBATIONER IS NOT RELEASED when He is brought BEFORE the Court THE FIRST time He shall be given An Opportunity to be HEARD Fully At the EARLIEST POSSIBLE date on his own BEHALF, IN PERSON OR by COUNSEL... THE GEORGIA COURT OF APPEALS HAS INTERPRETED that statute to MEAN that in the ABSENCE OF "SPECIAL CIRCUMSTANCES" 30 days is AN ENTIRELY REASONABLE time PERIOD BETWEEN Petition AND HEARING...

D.

SEE COURT CASE; CAVIDWELL-VS-STATE III  
(GA APP 417 (1993)) REVOCATION OF PROBATION  
IS AN ACTION OF THE COURT. THE GENERAL  
ASSEMBLY HAS DETERMINED THAT TAKING  
A (PROBATIONER) PERSON INTO CUSTODY  
WITHIN THE MEANING OF O.C.G.A. 42-8-36  
IS ONE WAY OF MAKING THAT PERSON  
AVAILABLE TO THE COURT FOR PENDING  
REVOCATION PROCEEDING...

E.

DEFENDANT ARGUES THAT HIS INCARCERATION  
IN CRISP COUNTY MADE HIM AVAILABLE TO  
THE COURT "PROBATION REVOCATION HEARING,  
IN CRISP COUNTY MONTHS PRIOR, BASED  
ON THE FACT THAT THE PROBATION OFFICER  
AND DISTRICT ATTORNEY OFFICE CORDELE  
JUDICIAL CIRCUIT WAS CONTACTED AND  
INFORMED THEM OF DEFENDANT  
INCARCERATION, THE ACTION THAT WAS  
TAKING BY THE SUPERIOR COURT JUDGE,  
THE DISTRICT ATTORNEY OFFICE AND  
THE PROBATION OFFICER OF CORDELE  
JUDICIAL CIRCUIT SHOULD HAVE BEEN THE  
SAME ACTION TAKING MONTHS PRIOR TO  
DEFENDANT ARREST; BY NOT DOING SO  
CAUSED DEFENDANT TO REMAIN INCARCERATED  
WITH OUT BEING INDICTED, WITH A  
PROBATION HOLD AND WITHOUT BOND AS STAND.  
DEFENDANT WENT TO PROBATION REVOCATION  
HEARING ON APRIL-15-2015.

F.

On September-18-2014, Defendant was Denied Bond By the honorable T. Christopher Hughes, Superior Court Judge For A Probation Hold In Crisp County For A Pending Charge Of Murder Against the Defendant Is Prejudicing And In Violating Of Defendant Due Process Of Law Also Is Cruel And Unusual Punishment And Violate Fundamental Fairness "Fourteenth Amendment U.S. Const. Amend...

Under Color Of Law, No man shall be Restrained Or Imprisoned Under Fake Imprisonment

G.

Defendant Argues that Public Defender, David Morgan Didn't Present Defendant Eye Witness At Probation Revocation Hearing And Didn't Present Defendant Pay Fines On His Probation When He Was Working And Able To Pay, And Public Defender David Morgan Didn't Argue On Proscute Use On Cases that Wasn't Similar to The Defendant Case And there was Insufficient Counsel.

SEE Odum-vs-State, 312 GA APP 403 718 S. E. 2d 329 ( ) A Court May Not REVOKE Any PART OF Any Probated

OR SUSPENDED SENTENCE UNLESS THE EVIDENCE PRODUCED AT THE REVOCATION HEARING ESTABLISHES BY A PREPUNDERANCE OF THE EVIDENCE, THE VIOLATION OR VIOLATION ALLEGED.

H.

SERVICE OF PROBATION DOES NOT MEAN THAT THE DEFENDANT LIBERTY SHOULD BE SUBJECT TO PREJUDICE OR BIAS, OR A MALICE PROSECUTION OR BE SUBJECT TO THE WHIM OR FANCY OF THE PROBATION OFFICER OR TRIAL JUDGE. SEE COURT CASE, LOMBARDO -VS- STATE 344 GA APP 885 537 S.E. 2d 743 (2000)

FOR ALL THE ABOVE AND FOREGOING REASONS AND STATED FACTS AND TO AVOID A MISCARRAGE OF JUSTICE AND RELIEF FROM CLEAR PREJUDICE DEFENDANT PRAYS THIS COURT NOT REVOKE DEFENDANT PROBATION...

# CERTIFICATE OF SERVICE

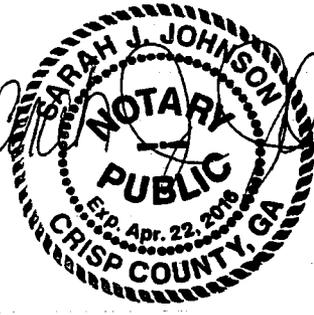
This Is To CERTIFY THAT I HAVE SERVED All listed PARTIES By Depositing A Copy OF THE SAME In U. S. Mail With Adequate Postage Attached And Properly Addressed To ASSURE DELIVERY Upon,

MRS. JEAN ROGERS, CLERK  
CRISP SUPERIOR COURT  
P. O. BOX 747  
CORDELE, GA 31010-0747

DENISE D. FACHINI  
District Attorney  
CORDELE JUDICIAL CIRCUIT  
CORDELE, GEORGIA  
31010-5510

Dated: This 15 day  
OF April, 2015

Meddric M. Glover  
Meddric M. GLOVER  
CRISP Co. JAIL #15437

  
*Sarah J. Johnson*

# CERTIFICATE OF SERVICE

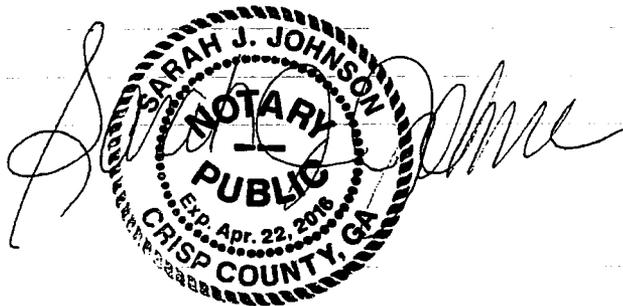
This to CERTIFY that I have  
this day SERVED A COPY OF THE  
SAME Motion To not REVOKE  
Probation And Notice OF Intent  
to:

In U.S. MAIL POSTAGE PREPAID  
And PROPERLY ADDRESSED TO ASSURE  
DELIVERY

MRS. JEAN ROYER, Clerk  
CRISP SUPERIOR COURT  
P.O. Box 747  
CORDELE, GA. 31010-0747

DENISE D. FACHINI  
DISTRICT ATTORNEY  
CORDELE JUDICIAL  
CIRCUIT  
CORDELE, GA. 31010-5510

DATED: This 15 day  
OF APRIL, 2015



Meddric M. Glover  
MEDDRIC M. GLOVER  
CRISP CO. JAIL #15427