

COURT OF APPEALS OF GEORGIA

RETURN NOTICE

September 17, 2015

To: Mr. Frederick D. Green, GDC272771, Baldwin State Prison, Post Office Box 218,
Hardwick, Georgia 31034

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. The mailing address for the Supreme Court of Georgia is: 244 Washington Street, S.W., Suite 572, Atlanta, Georgia 30334.
- 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 COURT OF APPEALS OF THE
STATE OF GEORGIA

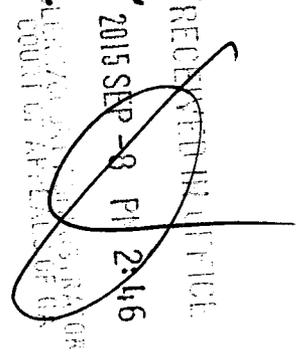
Frederick D. Green

Defendant

v.

State of Georgia

Case No: 2007-CR-1428N



NOTICE OF FILING

Please take note that the undersigned has filed the Court Order denying defendants Motion to Vacate, Set Aside, Modify or Correct Sentence which was filed in Rockdale Superior Court on August 7th 2015, as an attachment to the Appeal defendant filed dated August 19th 2015 in this Court

Baldwin State Prison
P.O. Box 218
Hardwick, GA 31034


Frederick Green

Certificate of Service

This is to certify that I have, this day, served a true and correct copy of the forgoing motion/petition to:

Office of the District Attorney

Rockdale Judicial Circuit

922 Court Street, Suite 201

P.O. Box 289

Conyers, Georgia 30012

This 2nd day of September 2015

COPY

IN THE SUPERIOR COURT OF ROCKDALE COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

v.

FREDERICK DWIGHT GREEN

Defendant

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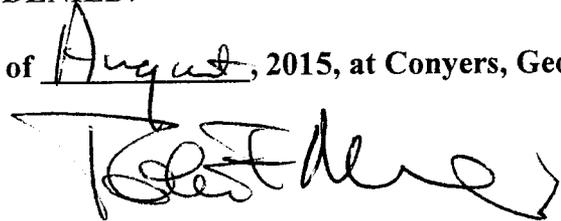
CASE NUMBER: 2007-CR-1428-N

ORDER

The above and foregoing matter came to the attention of the Court on the Defendant's Motion to Vacate, Set Aside, Modify or Correct Sentence. Having considered such motion, it is hereby

ORDERED that such motion is DENIED.

SO ORDERED this 6th day of August, 2015, at Conyers, Georgia.



Robert F. Mumford, Judge
Rockdale County Superior Court,
Rockdale Judicial Circuit

Copy:

Rockdale County District Attorney's Office

Frederick Green GDC# 1272771
Baldwin State Prison
P.O. Box 218
Hardwick, GA 31034

FILED IN OFFICE
CLERK SUPERIOR CT.
ROCKDALE CO., GA
2015 AUG - 7 AM 10: 03
Russell A. Wilborn
CLERK