

The Court of Appeals
47 Trinity Avenue NW, Suite 501
Atlanta, Georgia 30334

STEPHEN E. CASTLEN
CLERK AND COURT ADMINISTRATOR

404-656-3450

July 8, 2015

Mr. Mahoud Mohmed Hafez
GDC1199756
Coffee Correctional Facility
Post Office Box 650
Nicholls, Georgia 31554

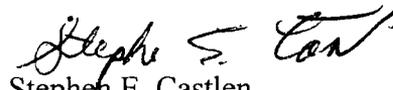
Dear Mr. Hafez:

We are in receipt of your letter of June 27, 2015. Your motion was apparently intended to be an emergency motion pursuant to Rule 40(b) of our rules. The motion was not titled or indicated as such and therefore, returned to you.

Before our Court can accept an emergency motion, the motion packet must contain: a proper Certificate of Service, the emergency motion must be signed by the applicant, the fee must be paid (Note: this would not apply to you), and, there must be a copy of the order that is being appealed and it must show that it was signed by the judge and date stamped by the court clerk. There was also no copy of a court order in your submission.

I hope this information helps.

Sincerely,



Stephen E. Castlen
Clerk/Court Administrator
Court of Appeals of Georgia

SEC/ld
Enclosures

FILED IN OFFICE

JUN 29 2015

June 27, 2015.

COURT CLERK
CLERK COURT OF APPEALS OF GA

Clerk, Court of Appeals
State Of Georgia
Stephen E. Castlin
47 Trinity Ave. SW, Ste. 501
Atlanta, Ga. 30334

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CLERK COURT OF APPEALS OF GA

Re: Mahmoud Mohmed Hafez, Discretionary Appeal

Dear Clerk,

Appellant wishing to appeal the denial of Extraordinary Motion For New Trial from the Superior Court of Barrow County, and not receiving the Order for several days after the same was reduced to writing and filed in the Clerk's Office, and being severely restricted from accessing legal materials necessary for researching the rules and procedures of the Court and preparing the Application for Discretionary appeal, deposited in the Institutional legal mail system on or about the 12 day of June and received and filed within this Honorable Court on the 18th day of June, 2015 a Motion For Extention Of Time For Filing Discretionary Appeal in this case.

On the 24th day of June, Appellant received notice from the Court that "There is no case pending in the Court of Appeals of Georgia under your name. Your Motion for Extension of Time For Filing Discretionary Appeal is being returned to you".

Pursuant to the rules of civil procedures O.C.G.A. §9-11-6, the Motion for extention of time may be granted "if request therefor is made before the expiration of the period originally prescribed". id at §9-11-6(b). Therefore the Motion for Extention of time filed in the instant case was timely filed where the Order denying the Extraordinary Motion for New Trial was filed with the Clerk, Superior Court of Barrow County May 18, 2015 and submitted and received within this Honorable Court June 18th.

Therefore, Appellant request that the Clerk of the Court of Appeals of Georgia accept not only the Motion for Extention of Time for Filing Application for Discretionary Appeal, but the Application which Appellant now files pursuant to O.C.G.A. §5-6-35.

Appellant further request that a curtesy clocked copy of the included pleadings be returned to Appellant for his files. Thank-you.

Sincerely


Mahoud Mohmed Hafez
GDC# 1199756
Coffee Corrections
P.O. Box 650
Nicholls, Ga. 31554