

# COURT OF APPEALS OF GEORGIA

## RETURN NOTICE

June 16, 2015

To: Mr. Willie J. Hawkins, 1422 Orange Shoals Drive, Canton, Georgia 30115

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.

COPY

3/15/2015

RECEIVED IN OFFICE

FORM 1 - NOTICE OF APPEAL (CIVIL or CRIMINAL CASE)

In Office, Cherokee County, Georgia  
this 20 day of March, 2015  
1:30 p.m.

2015 JUN 16 AM 11:12

Stephen Venible Deputy  
PATTY BAKER, Clerk  
Superior, State, Juvenile & Magistrate Courts

CLERK/COURT ADMINISTRATOR  
COURT OF APPEALS OF GA

NOTICE OF APPEAL

IN THE Superior (SUPERIOR, STATE, ETC.) COURT  
OF Cherokee COUNTY

STATE OF GEORGIA

PLAINTIFF

Willie J. Hawkins

CASE NUMBER

Paquias A. D. Davis

vs.

DEFENDANT

LAT Sportswear Inc.

13-CV-2560

13-CV-2560-EM

NOTICE OF APPEAL

Notice is given that Plaintiff (Plaintiff/Defendant) in the above matter hereby appeals to the Court of Appeals of Georgia from the judgment of the trial court entered on the 20 day of March, 2015

The clerk shall omit Nothing (omit nothing from the record on appeal/will omit from the record on appeal the following: N/A)

A transcript of evidence and proceedings WILL (will/ will not) be filed for inclusion in the record on appeal.

The Court of Appeals, rather than the Supreme Court, has jurisdiction of this appeal because the issue involved is CIVIL and appeals of such cases are not reserved to the Supreme Court of Georgia pursuant to Article VI, Section VI, Paragraphs II and III of the Constitution of the State of Georgia.

CERTIFICATE OF SERVICE

I certify that I have this day served LAT Sportswear (opposing party or attorney) with a copy of this Notice of Appeal by US FIRST CLASS (hand delivery/ mailing a copy first class mail postage prepaid) to him/her at: 1200 Airport Dr. Ballground (complete address of party served).

This the 15 day of MARCH, 2015

Willie J. Hawkins (Sign your name.)

COPY

FORM 1 - NOTICE OF APPEAL (CIVIL or CRIMINAL CASE)

FILED IN OFFICE  
CLERK OF SUPERIOR COURT  
CLERK OF STATE COURT  
CHEROKEE COUNTY, GA  
2015 MAR 26 PM 12:57  
PATTY BAKER, CLERK

NOTICE OF APPEAL

IN THE Superior (SUPERIOR, STATE, ETC.) COURT  
OF Cherokee COUNTY

STATE OF GEORGIA

PLAINTIFF

Willie J. Hawkins

\*  
\*  
\*

CASE NUMBER

Pauper's Affidavit  
13-CV-2560-EM

vs.

DEFENDANT

AT Sportswear

Plaintiff's Amended

NOTICE OF APPEAL

Notice is given that Plaintiff (Plaintiff/Defendant) in the above matter hereby appeals to the Court of Appeals of Georgia from the judgment of the trial court entered on the 10 day of MARCH, 2015

The clerk shall omit Nothing (omit nothing from the record on appeal/will omit from the record on appeal the following: N/A)

A transcript of evidence and proceedings N/A (will/ will not) be filed for inclusion in the record on appeal.

The Court of Appeals, rather than the Supreme Court, has jurisdiction of this appeal because the issue involved is CIVIL and appeals of such cases are not reserved to the Supreme Court of Georgia pursuant to Article VI, Section VI, Paragraphs II and III of the Constitution of the State of Georgia.

CERTIFICATE OF SERVICE

I certify that I have this day served AT Sportswear (opposing party or attorney) with a copy of this Notice of Appeal by US First Class Mail (hand delivery/ mailing a copy first class mail postage prepaid) to him/her at: 200 Airport Dr. Baskinville GA (complete address of party served).

This the 23 day of MARCH, 2015

Willie Hawkins (Sign your name.)

## COURT OF APPEALS OF GEORGIA

47 Trinity Avenue, S.W., Suite 501

Atlanta, Georgia 30334

(404)656-3450

Business Hours: Monday - Friday, 8:30 a.m. to 4:30 p.m.

### NOTICE OF DOCKETING - DIRECT APPEAL

APPEAL CASE NUMBER: A15A1565

DATE OF DOCKETING: April 06, 2015

STYLE: WILLIE J. HAWKINS v. LAT SPORTSWEAR, INC.

### IMPORTANT RULE REQUIREMENTS AND INFORMATION

**Briefs:** Appellant's brief (including an Enumeration of Errors as Part II) shall be filed within 20 days of the date on this docketing notice. Appellee's brief shall be filed within 40 days after the docketing date or 20 days after the filing of the appellant's brief whichever is later. Requests for extensions of time to file briefs must be made by motion. Failure to timely file briefs or to follow any Court rules or orders may cause the appeal to be dismissed or may cause non-consideration of a brief and may subject the offender to contempt.

**Filing Fees:** No appellant's brief shall be received for filing without the \$300.00 filing fee except for those Appellants who are: 1) incarcerated and pro se, 2) represented by appointed counsel/public defender, or 3) paupers (with affidavit).

**Related Cases:** Attorneys must notify the Court if the above-styled case is related to any other case that is or was docketed in the Court. (E-filers file this as "Information" on the Docket. Hard copy submissions should be by separate letter to the Clerk.)

**Attorneys:** Attorneys: Note that Rule 46 requires that all submissions be via electronic format. E-filing instructions are found at [www.gaappeals.us](http://www.gaappeals.us).

**Pro Se Filing by US Postal Mail or Delivery Service:** The contents of a properly addressed mailing other than a motion for reconsideration shall be deemed filed on the date of the U.S. Postal Service postmark date if it is stamped on the envelope or container. A filing received from an overnight delivery service is deemed filed on the date shown on the envelope or container. If no date appears on the container or envelope of a mailing or delivery, the contents shall be deemed filed on the date of receipt by the court. **Motions for reconsideration are deemed filed on the date the motion is physically received in the Clerk's office, i.e., the postmark date is not relevant.**

**Oral Argument:** A Request for Oral Argument shall be filed within 20 days of the date on this docketing notice. If oral argument is requested and granted by this Court, the argument is tentatively scheduled for Jul 22 2015 before the Third Division: P. J., Ellington, J., Dillard, J., McFadden. A calendar will be sent to counsel of record confirming the exact date of oral argument. If the calendar has not been received at least ten days prior to the tentative oral argument date, please contact the Clerk's office.

**Communications:** There shall be no communications relating to pending appeals with any judge or member of the judge's staff.

# Court of Appeals of the State of Georgia

ATLANTA, June 09, 2015

*The Court of Appeals hereby passes the following order:*

**A15A1565. WILLIE J. HAWKINS v. LAT SPORTSWEAR, INC.**

The above-styled appeal was docketed with this Court on April 6, 2015, and the Appellant's brief was due to be filed 20 days later on April 26, 2015. *See* Court of Appeals Rule 23 (a). However, as of the date of this order, nearly two months after the appeal was docketed, the Appellant still has not filed his brief or a motion for an extension of time to file his brief. Thus, pursuant to Court of Appeals Rule 23 (a), this appeal is ***DISMISSED***.



*Court of Appeals of the State of Georgia*

*Clerk's Office, Atlanta, 06/09/2015*

*I certify that the above is a true extract from  
the minutes of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court  
hereto affixed the day and year last above written.*

*Stephen E. Carlton*, Clerk.

COURT OF APPEALS OF GEORGIA  
47 Trinity Avenue, Suite 501  
ATLANTA, GEORGIA 30334

**COST DUE LETTER**

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REF: Case No. A15A1565

WILLIE J. HAWKINS v. LAT SPORTSWEAR, INC.

DOCKET DATE: April 06, 2015

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BILL OF COST DUE .....\$300

PLEASE REMIT THE ABOVE AMOUNT ON OR BEFORE: July 09, 2015

If you are an attorney and the cost is not paid by the date above your name shall be removed from the roll of attorneys who are permitted to practice in the Court of Appeals of Georgia and that fact will be communicated to the State Bar of Georgia.

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