

**COURT OF APPEALS OF GEORGIA**  
**DOCUMENT RETURN NOTICE FOR BRIEFS OR MOTIONS**

June 15, 2015

**To:** Mr. Ernest Howard, Sr., 169 Hidden Lakes Drive, Gray, Georgia 31032

**Docket Numbers:** A15A1612, A15A1611 and A15A1815 **Style:** Ernest Howard, Sr. v. The State  
A15A1816 and A15A1817

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

1.  Your Appellant's Brief, was not accompanied by the statutory filing fee (\$300.00 civil; \$80.00 criminal \*Effective July 1, 2009) or a sufficient pauper's affidavit. OCGA§5-6-4 and Rule 5 **Please be advised that your pauper's affidavit should be notarized by a notary public.**
2.  A Request for Oral Argument must be filed as a separate document. Rule 28 (a) (3)
3.  Your document(s) was (were) not signed by counsel (No signatures with expressed permission are permitted). Rule 1 (a)
4.  No Certificate of Service or an improper Certificate of Service accompanied your document(s). Rule 6
5.  **Your Certificate of Service did not include the complete name and mailing address of each opposing party. Rules 1(a) and 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.**
6.  There were an insufficient number of copies of your document. Rule 6.
7.  Your document exceeds page limits. Rules 24 (f) and 27 (a)
8.  Your document was submitted without permission to file (supplemental brief or second motion for reconsideration). Rules 27 (a) and 37 (d)
9.  Letter briefs and letter cites are not permitted. Rule 27 (b)
10.  Your request for court action must be submitted in motion form. Rule 41 (a)
11.  **Your motions were submitted in an improper form (compound in one document). Rule 41 (b)**
12.  Type was on both sides of the paper; type font was smaller than 10 characters per inch; and/or the type was not double-spaced. Rules 1(c), 37(a) and 41(b).
13.  The pages were not sequentially numbered with arabic numerals. Rule 24 (e)
14.  Case and/or record citations were not made in the proper form. Rules 24 (d) and 25 (c) (2)
15.  Margins were too small or paper size incorrect. Rules 1(c), 24(c), 37 (a) and 41(b)
16.  Your document(s) was (were) not securely bound at the top with staples or round head fasteners. Rule 1 (c)
17.  The Motion to Supplement has not been granted.
18.  Other: \_\_\_\_\_

IN THE COURT OF APPEALS  
STATE OF GEORGIA

ERNEST HOWARD, SR.,  
Appellant,

vs.

STATE OF GEORGIA,  
Appellee.

1  
1  
1  
1

APPEAL CASE No. A15A1612

MOTION TO RE-SUBMIT BRIEF (S)

Comes now Ernest Howard, SR and respectfully request that he be allowed to re-submit his brief for this case and any other necessary filing, including, if necessary a brief for a case Number A15A1611. This motion is based on the following;

In Bibb County Superior Court, under Indictment No. 27976, Appellant timely filed Notices of Appeals on Sept. 23, 2013 and Feb. 26, 2014. The trial court refused to process or send those appeal up to the court of Appeals until March of 2015, the trial court sent both appeal up as (1).

The court of Appeals notified Appellant to file his brief and he did so (under Appeal Case No. A15A1612) on April 30, 2015.

On June 2, 2015 the clerk of the trial court notified Appellant that the clerk of the court of Appeals had sent the records of A15A1612 back to her (3) times with instructions to remove some of these records (including pages 3-5, 127-130, 131-137, 151-153, 154, 155, etc.) and the court of Appeal had told her that there was also an appeal No. A15A1611.

Since Appellant Brief had already been filed (to include both Appeals and Appellant's Brief) quote many of the records that were now being removed, such brief is not valid.

Wherefore, this motion should be granted.

Executed this 10th day of June 2015 E.H.

Ernest Howard, SR,  
169 Hidden Lakes Dr,  
Gray GA, 31032

CERTIFICATE OF SERVICE

This is to certify that I forwarded true copy of  
No. A15A1612 - Motion To Re-Submit Brief(s) ; and,  
No. A15A1817 - Motion For Extended Time and  
For Clarification

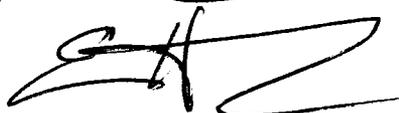
Original and copy

To: Clerk  
Court of Appeals of GA.  
334 State Judicial Bldg  
Atlanta Ga. 30334

and District Attorney Office  
3rd Floor Grand Bldg  
661 Mulberry St.  
Macon, GA. 31201

By U.S. Mail with proper postage

This 10th day of June 2015



Ernest Howard Sr.  
169 Hidden Lakes Dr.  
Gray, Ga. 31032.

IN THE COURT OF APPEALS  
STATE OF GEORGIA

ERNEST HOWARD, SR.,     /     /  
Appellant,                     /

vs.                             /

STATE OF GEORGIA,         /     /  
Appellee.                     /

APPEAL CASE NO. A15A1817

MOTION FOR EXTENDED TIME  
AND FOR CLARIFICATION

Come now Ernest Howard SR., Appellant herein and request an extended time of 20 days or until June 30, 2015 to complete the filing of his Briefs in case No. A15A1817, A15A1816, and A15A1815; In addition the Appellant request clarification as to the content of these Appeals. This motion is based on the following;

In Bibb County Superior Court Appellant filed (2) separate motions for out of time appeal on April 14, 2015, the trial court denied both motions in (1) order on April 20, 2015, on April 24, 2015 Appellant filed his Notice of Appeals. On May 26, 2015 Appellant received (3) Notices from the court of appeals, stating he must file Brief for (3) Appeals (ie. A15A1815, A15A1816, and A15A1817). The clerk would not give Appellant the specific basis for each appeal; the clerk <sup>of trial court</sup> attempted to give Appellant the basis of each of the (3) appeal but her paperwork (files) were confusing, Appellant made attempt to file based on the index of records but even A15A1816 is not relevant to anything Appellant has pending. In order for Appellant to complete his filing of his Briefs an extended time limit and clarification is necessary wherefore, this motion should be promptly granted.

Executed this 10<sup>th</sup> day of June 2015, Atty Ernest Howard, SR.  
169 Hidden Lakes Dr.  
Gray, GA. 31032

COURT OF APPEALS OF GEORGIA  
DOCUMENT RETURN NOTICE FOR BRIEFS OR MOTIONS

To: *Ernest Howard, Sr*  
Docket Number: *A15A1817, A15A1612*

Style: *Ernest Howard, Sr v. The State*

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For Additional information, please go to the Court's website at: [www.gaappeals.us](http://www.gaappeals.us)