

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

October 22, 2015

To: Mr. Neal Howard, GDC977722 H-2-225T, Dooly State Prison, Post Office Box 750, Unadilla, Georgia 31091

Docket Number: A15A1135 **Style:** Neal Howard v. The State

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. **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 (joint, compound or alternative motions 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: _____

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

To: *Neal Howard*
Docket Number: *A15A1135*

Style: *Neal Howard v. The State*

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 counsel and pro se 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.
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For Additional information, please go to the Court's website at: www.gaappeals.us

COURT OF APPEALS OF GEORGIA

NEAL HOWARD
vs
THE STATE OF GEORGIA

DOCKET NO. A15A1135

RECEIVED IN OFFICE
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CLERK OF SUPERIOR COURT OF APPEALS OF GEORGIA

NOTICE OF MEMORANDUM

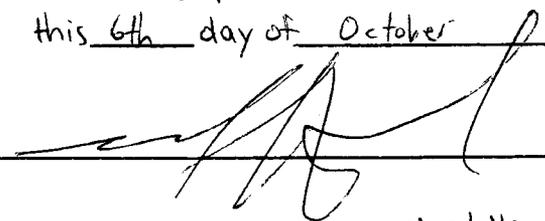
TO THE COURT OF APPEALS OF GEORGIA

Comes now, Pro se Appellant Neal Howard and notifies this Honorable Court that the Appellee have failed to serve upon him an Appellee's Brief in accordance with the law. The Appellant, in accordance with the law, served the Court and the Appellee a copy of His Appellant Brief. If in fact this Court has not received an Appellee's Brief, the Appellant moves this Court to take notice that by the Appellee's failure to submit a brief, the Appellee have conceded each and every issue argued by Appellant who respectfully moves this Court to issue an expedited ruling on the Appellant's Brief.

Also, the Appellant contends that the trial court, after waiting three years from the day the Appellant submitted his notice of appeal, contrary to Court Rule 17 and O.C.G.A. 5-3-28(a), transmitted the record to this Court after realizing the Appellant would receive relief in the habeas court so that the trial court could waive jurisdiction and disregard the habeas ruling to continue unjustly delaying and obstructing any relief the law provide.

For this reason, the Appellant respectfully moves this Court to expedite a ruling on the Appellant's appeal or immediately adopt the habeas court's ruling which is a matter of Law or Fact so that the Appellant may receive the relief that law provides from October 4, 2011 to correct the manifest injustice on the part of the trial court.

Respectfully submitted this 6th day of October 2015.



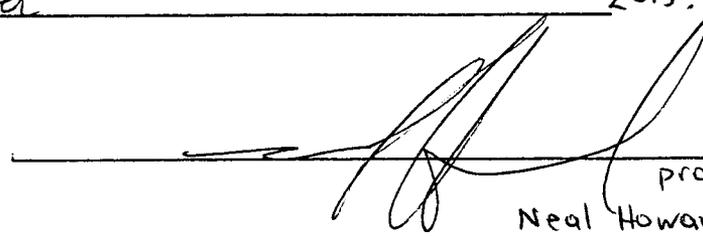
pro se
Neal Howard, 977722 H-2
Dooly State Prison P.O. Box 750
Unadilla, Ga. 31091-0750

CERTIFICATE OF SERVICE

This is to certify that I have this day served a copy of the foregoing by depositing in the United States Mail a copy of the same in a properly addressed envelope with adequate postage affixed thereon, to :

GEORGIA COURT OF APPEALS
47 TRINITY AVE.
Suite 501
ATLANTA, GA . 30344

This 6th day of October _____, 2015.



pro se
Neal Howard, 977722
H-2
Dooly State Prison P.O. Box 750
Unadilla, GA - 31091-0750