

# COURT OF APPEALS OF GEORGIA

## RETURN NOTICE

September 19, 2015

To: Mr. Roderick Bo Jackson, Unit 6B-12, Chatham County Sheriff's Complex, 1074 Carl Griffin Drive, Savannah, Georgia 31405

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.

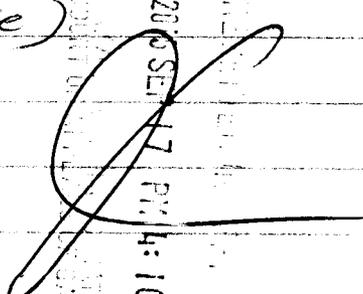
To: Georgia Court of Appeals Clerk.

Hello! my name is Roderick Bo Jackson AND I AM Requesting some conformation, "NO RUSH" I JUST DON'T KNOW IF THIS COURT HAS RECEIVED ANY DOCUMENTATION ON my NOTICE OF APPEAL BECAUSE I know IN THE 2015 Georgia COURT OF APPEALS RULES BOOK I WAS SENT STATES ON page 7, Rule 11 (c) TRANSFERRED CASES III. DOCKETS; CALENDARS THAT APPEALS OR APPLICATIONS TRANSFERRED TO ~~THE~~ <sup>RBJ-</sup> THIS COURT FROM THE SUPREME COURT SHALL BE DOCKETED AS OF THE DATE THEY ARE RECEIVED IN THIS COURT. SO TO PROTECT my APPEAL RIGHTS I HAVE DONE my BEST TO TRY AND FILE THIS APPEAL. THE REASON - IT TO THE SUPREME COURT WAS THAT I WAS TOLD THAT APPEALS. WHAT I DIDN'T KNOW W COURT. I AM ACTING IN (pro-se) AND THIS WAY BECAUSE I HAVE BEEN p. b/c GEORGIA SUPREME FIGHTING my CASE since THE BEGINNING OF THIS CASE. SO PLEASE RESPOND AS n AS YOU CAN, I AM NOT SURE IF I'LL BE HERE AT CHATHAM COUNTY SAVANNAH, GEORGIA, JAIL. I MAY BE SHIPPED TO PRISON SOON, PLEASE STAMP FILE AND COPY THESE DOCUMENTS AND SEND ME, THE JUDGE, AND ANY OTHER PARTIES CONCERNED A COPY, ALSO KEEP A COPY FOR your RECORDS THANK YOU FOR your TIME AND SERVICE.

NO CASE before COA

Roderick Bo Jackson (pro-se)

9/11/15

2015 SEP 17 PM 4:10  


TO: THE SUPREME COURT OF GEORGIA COURT OF APPEALS

Roderick BO JACKSON (pro-se)

V/S

STATE OF GEORGIA

Indictment #  
CR13-2650-J3

2015  
SEP 17 PM 4:10

### MOTION TO FILE OUT OF TIME APPEAL

Comes Now, Roderick BO JACKSON (pro-se) IN THE ABOVE STYLED ACTION, WITHOUT WAIVING FORMALLY ANY OF HIS RIGHTS; Files THIS motion TO FILE OUT OF TIME APPEAL FOR THE FOLLOWING REASONS:

A.

1.) A FUNCTIONAL equivalent OF A timely NOTICE OF Appeal TO AVOID THE DISMISSAL OF CASES ON TECHNICAL OR PROCEDURAL GROUNDS, WAS SENT TO THE SUPREME COURT OF THE UNITED STATES CLERK OF COURT AND RECEIVED Aug-25-2015 BY THEM. I WAS SENT A COPY OF THE RULES OF THE SUPREME COURT OF THE UNITED STATES AND A SAMPLE petition WAS ENCLOSED. My 30 day DEADLINE WAS STILL good WHEN THIS WAS DONE. FROM MY 08/27/15 SENTENCING DATE AT TRIAL.

B.

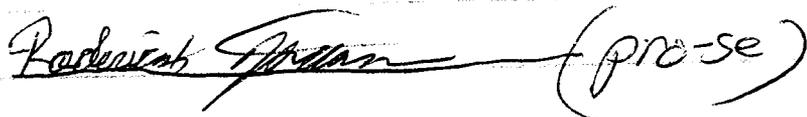
2.) IN THE NOTICE OF Appeal I SENT TO THE U.S. SUPREME COURT I ASKED THEM TO SEND A COPY OF THE ABOVE SAID DOCUMENT TO THE GEORGIA COURT OF APPEALS, THAT IS THE REASON FOR THIS DOCUMENT TO INFORM THE ~~COURT~~ COURTS THAT I HAVE EXPRESSED A DESIRE TO Appeal MY CONVICTION. I HAVE NOT RECEIVED ANY CONFIRMATION AS OF THE DOCUMENT BEING RECEIVED BY THE GEORGIA COURTS OF APPEAL. WHAT I AM TRYING TO ASK IS IF THE COURT OF APPEALS WOULD ALLOW THIS Appeal NOTICE TO BE EXCEPTED, IF IT IS OUT OF TIME. BECAUSE I SENT  
(MAY)

THE ADDRESS AND CERTIFICATE OF SERVICE WITH THE GEORGIA COURTS  
PHONE NUMBER, SEE PG. ONE OF NOTICE OF APPEAL TO CONFIRM.  
C.

3.) THIS MOTION OF APPEAL IS ONLY A SECURITY MEASURE TO PROTECT  
MY APPEAL RIGHTS. THE DEFENDANT PRAYS THAT THE GEORGIA COURT  
OF APPEALS GRANTS HIS NOTICE OF APPEAL AND NOTICE OF OUT OF TIME  
APPEAL ONLY IF OUT OF TIME APPEAL IS NECESSARY.

WHEREUPON, THE DEFENDANT HUMBLY PRAYS THAT THESE  
HIS NOTICE OF APPEAL AND/OR HIS MOTION TO FILE OUT OF TIME APPEAL  
BE INQUIRED OF BY THE COURT OF APPEALS, AND THAT HIS APPEAL BE  
GRANTED.

Signed and Respectfully Submitted ON THIS 11<sup>TH</sup>  
DAY OF SEPT., 2015

 (pro-se)

NOTE a File  
COURT OF APPEALS CLERK  
DISTRICT ATTORNEY

TO THE SUPREME COURT OF THE UNITED STATES  
CLERK OF COURT

RECEIVED  
AUG 25 2015  
OFFICE OF THE CLERK  
SUPREME COURT U.S.

Good day, to you my name is Roderick Bo Jackson  
and I am an inmate at 1074 Carl Griffin Drive in  
Savannah, Georgia and I request that these documents  
be filed pertaining to the Notice of Appeal I am sending  
also I am an indigent defendant and I am a (pro-se)  
defendant who needs assistance from the courts  
obtaining my transcripts of my "in open court" minutes  
of my indictment for the dates of 9/30/14 to 12/18/15 and  
12/19/15 also I had 2 motion hearings one on 4/10/15  
and on 6/26/15 please deliver copies of these  
documents to the judge and any other parties  
including copies to me in a timely manner of  
law because of my 30 day deadline to file appeal  
please deliver me copies of all the documents  
that being the above said transcript of in open  
court minutes of indictment's grand jury handling of  
the handling of the indictment plus the motion hearings  
stated above in a timely manner of law because of  
30 day deadline. Also send copies to the Georgia  
Court of Appeals at 47 Trinity Ave Suite 501  
Atlanta, GA, 30334 (404-656-3450) THANK YOU!

(For your time and service)

Respectfully signed and submitted on the 18<sup>th</sup>  
day of Aug. 2015

Roderick Jackson (pro-se)  
Roderick Jackson

IN THE SUPREME COURT OF THE UNITED STATES

Roderick Bo Jackson (pro-se)

V/S

Indictment #  
CR13-2650J3

STATE OF GEORGIA

NOTICE OF APPEAL MOTION

Comes Now Roderick Bo Jackson (pro-se) IN THE ABOVE STYLED CASE, WITHOUT WAIVING FORMALLY ANY OF HIS RIGHTS; Files THIS NOTICE OF APPEAL MOTION FOR THE FOLLOWING REASONS:

- 1) THE DEFENDANT HAS A RIGHT TO FILE A "FUNCTIONAL EQUIVALENT" OF A TIMELY NOTICE OF APPEAL TO AVOID THE DISMISSAL OF CASES ON TECHNICAL OR PROCEDURAL GROUNDS.
- 2) THE DEFENDANT'S CONSTITUTIONAL RIGHTS 4<sup>TH</sup>, 5<sup>TH</sup>, 8<sup>TH</sup> & 14<sup>TH</sup> AMENDMENTS SHOULD BE RESPECTED BY THE UNITED STATES OF AMERICA.
- 3) THE DEFENDANT FEELS THAT THE VERDICT AND SENTENCE AT HIS TRIAL SHOULD BE THOROUGHLY INVESTIGATED.
- 4) THE DEFENDANT ALSO REQUESTS A COPY OF HIS "IN OPEN COURT" TRANSCRIPTS & MINUTES CONCERNING HIS INDICTMENT AND THE "IN OPEN COURT" TRANSCRIPTS & MINUTES OF HIS PRELIMINARY HEARING AND THE "IN OPEN COURT" TRANSCRIPTS & MINUTES OF HIS MOTION HEARING THAT WAS HELD ON 6/26/15 IN JUDGE MICHAEL KARPF'S COURTROOM  
I AM A INDIGENT DEFENDANT AND I AM ACTING IN (PRO-SE)  
I REQUEST THAT I DON'T HAVE ADEQUATE FUNDING TO PAY FOR ANY OF THE ABOVE SAID DOCUMENTS AND REQUESTS THE COURT  
(FINE)

PROVIDE ASSISTANCE TO DEFENDANT IN OBTAINING THE ~~ABOVE SAID~~ DOCUMENTS BECAUSE THEY HAVE PROOF OF MY CONSTITUTIONAL RIGHTS VIOLATIONS. I NEED THE CLERK OF THE SUPREME COURT OF THE UNITED STATES TO PROVIDE ALL DOCUMENTS REQUESTED WITHIN A TIMELY MANNER FIXED BY LAW TO ME THE DEFENDANT AND IF THERE IS AT ANY TRANSCRIPTS OF IN OPEN COURT TRANSCRIPT MINUTES OF THE GRAND JURY'S HANDLING OF THE INDICTMENT FOR MY ARREST ON (9/30/2013 I WAS INDICTED ON 12-18-2015) THAT MY CASE BE ACQUITTED OR I BE GRANTED A MOTION FOR NEW TRIAL. MY TRIAL WAS HELD ON JUNE -14<sup>TH</sup>-17<sup>TH</sup>-2015 AND I WAS SENTENCED 8/7/15 IN (<sup>HONORABLE</sup> MICHAEL KARPFF, CHIEF JUDGES) COURT ROOM.

5) THERE WAS AT A SUFFICIENCY OF THE EVIDENCE TO SUPPORT A CONVICTION AND THE DEFENDANT WOULD LIKE TO SEE THAT UPON THE RECORD EVIDENCE NO RATIONAL TRIER OF FACT COULD HAVE FOUND PROOF OF GUILT BEYOND A REASONABLE DOUBT, AND FOR THE COURTS TO SEE THE SAME.

6) THE DEFENDANT APPEALS ON THE GROUND THAT ON THE DATE OF MAY, 22<sup>ND</sup>-2015 I FILED A SPECIAL DEMURRER BECAUSE OF THE INDICTMENT NOT NAMING THE ALLEGED OTHER CO-CONSPIRATOR OR LABEL THEM AS UNKNOWN OR UNINDICTED OR EVEN MENTIONING THEM IN A BRADY MOTION. SEE STATE V. SHEPHERD CONST. CO, INC 248 GA. 1, 281 S.E.2D 151 (1981). THE 5<sup>TH</sup> AMENDMENT TO THE UNITED STATES CONSTITUTION ALSO PROVIDES THAT NO PERSON MAY BE DEPRIVED OF LIFE OR LIBERTY WITHOUT DUE PROCESS OF LAW AND SAID PROVISION IS MADE APPLICABLE TO THE STATES THROUGH THE "DUE PROCESS" CLAUSE OF THE 14<sup>TH</sup> AMENDMENT TO THE UNITED STATES CONSTITUTION AND REAFFIRMED IN ARTICLE I, SECTION I, PARAGRAPH I OF THE GEORGIA CONSTITUTION OF 2009. THE INDICTMENT WAS SPECIALLY DEMURRED AND FILED IN OFFICE MAY 29<sup>TH</sup> 2015 10:30 AM. I REPEATEDLY ASKED THE JUDGE

TO ABIDE BY THE LAWS OF THE COURTS & CONSTITUTION BUT HE IGNORED MY REQUEST HE RESPONDED BY SAYING HE WOULD CHECK INTO THIS BUT NEVER EVEN LET ME KNOW IF MY MOTION WAS ANSWERED OR NOT GOOD IN A COURT OF LAW.

1) I ALSO WOULD LIKE THE COURT OF APPEALS TO KNOW THAT THE AGNOR'S GEORGIA EVIDENCE LAW BOOK SECTION ABOUT THE GEORGIA RULES OF EVIDENCE APPA ARTICLE 2. DOCUMENTARY EVIDENCE § 24-9-920 IS THE O.C.G.A. CODE. ABOUT EXEMPLIFICATIONS STATES: THE CERTIFICATE OR ATTESTATION OF ANY PUBLIC OFFICER EITHER OF THIS STATE OR ANY COUNTY THEREOF OR ANY CLERK OR KEEPER OF COUNTY, CONSOLIDATED GOVERNMENT, OR MUNICIPAL RECORDS IN THIS STATE SHALL GIVE SUFFICIENT VALIDITY OR AUTHENTICITY TO ANY COPY OR TRANSCRIPT OF ANY RECORD, DOCUMENT, PAPER OR FILE, OR OTHER MATTER OR THING IN SUCH PUBLIC OFFICER'S RESPECTIVE OFFICE, OR PERTAINING THERETO, TO ADMIT THE SAME IN EVIDENCE.

\* THIS IS TO LET THE COURTS KNOW THAT MY "IN OPEN COURT" TRANSCRIPTS ARE TO BE GIVEN TO ME WITH IN COURT MINUTES OF MY PRELIMINARY HEARING - MY TRIAL - AND MY MOTION HEARINGS ALL FILED IN A TIMELY MANNER BY CLERK OF ALL COURTS CONCERNING MY CASE.

2) ALSO ACCORDING TO AGNOR'S GEORGIA EVIDENCE RULES OF EVIDENCE APPA O.C.G.A § 24-10-1002. REQUIREMENTS OF ORIGINAL STATES TO PROVE THE CONTENTS OF A WRITING, RECORDING OR PHOTOGRAPH, THE ORIGINAL WRITING, RECORDING, OR PHOTOGRAPH SHALL BE REQUIRED.

AND ALSO ACCORDING TO AGNOR'S GA EVIDENCE RULES OF EVIDENCE APPA O.C.G.A § 24-10-1003. ADMISSIBILITY OF DUPLICATES STATES: A DUPLICATE SHALL BE ADMISSIBLE TO THE SAME EXTENT AS AN ORIGINAL UNLESS: (1) A GENUINE QUESTION IS RAISED AS TO THE AUTHENTICITY OF THE ORIGINAL; OR (2) A CIRCUMSTANCE EXISTS WHERE IT WOULD BE UNFAIR TO ADMIT THE DUPLICATE.

IN LIEU OF THE ORIGINAL. ALSO SEE AGNOR'S GEORGIA EVIDENCE BOOK RULES OF EVIDENCE O.C.G.A. § 24-10-1004. ADMISSIBILITY OF OTHER EVIDENCE OF CONTENTS. THE 2<sup>ND</sup> PART OF THIS LAW/RULE STATES THAT NO ORIGINAL CAN BE OBTAINED BY ANY AVAILABLE JUDICIAL PROCESS OR PROCEDURE; EVERY PART OF O.C.G.A. § 24-10-1004 SHOULD BE SEEN. ALSO IN AGNOR'S GA EVIDENCE RULES APP. A PG. 518-519 O.C.G.A. § 24-10-1005. PUBLIC RECORDS TO SEE THESE LAWS ABOUT DOCUMENTS THAT SHOULD BE AUTHENTICATED SIGNED AND SEALED BY THE PROPER PROCEDURE'S IN PROPER OFFICE OR COURT AND IGNORE THEM WOULD BE TO IGNORE MY CONSTITUTIONAL RIGHTS OF THE UNITED STATES OF AMERICA

9) SEE AGNOR'S GA RULES OF EVIDENCE APP. A PG. 519 O.C.G.A. § 24-10-1008. FUNCTIONS OF COURT AND JURY ALSO BECAUSE MY WHOLE CASE HAS BEEN ILLEGALLY DONE AND I REQUEST THAT THE AUTHENTIC DOCUMENTS BE PRODUCED WITH TRANSCRIPTS AND IN OPEN COURT MINUTES OF MY PRELIMINARY HEARING - MY MOTION HEARINGS - AND MY TRIAL IN A TIMELY MANNER ACCORDING TO LAW.

10) THE DEFENDANT ALSO STATES HE WAS DENIED HIS RIGHT TO A PRELIMINARY HEARING SEE O.C.G.A. § 24-1-104 PRELIMINARY QUESTIONS (a-e) THE CHATHAM COUNTY JAIL CARL GRIFFIN DR 1074 IS PROVIDING INSUFFICIENT COUNSEL AND ILLEGAL COUNSEL BECAUSE, "YOU ARE MET AT THE BEGINNING OF YOUR ARREST BY A LAWYER NAMED BRANDON THOMAS WHO PROVIDES PAPERWORK OF YOUR STAY IN JAIL AND TELLS YOU TO SIGN IT, BEING THAT I DON'T KNOW THE LAW I SHOULD HAVE BEEN ASKED OR TOLD THAT MY PRELIMINARY HEARING COULD BE IGNORED WITHOUT ME HAVING ANY SAY SO. I DID NOT GO TO COURT OR TELL THIS LAWYER BRANDON THOMAS TO PASS OR ~~REJECT~~ DENY MY PRELIMINARY HEARING. I DIDN'T KNOW HE WAS TO INFORM ME THAT HE WOULD DISMISS MY PRELIMINARY HEARING BECAUSE I ~~REJECT~~ <sup>REJECT DIDN'T</sup> KNOW THE LAW AT THAT TIME. (EN110)

1) ALSO THE DEFENDANT WOULD LIKE FOR THE COURTS TO ADHERE TO THE LAWS AND PRODUCE PROOF THAT ALL MY WARRANTS, TRANSCRIPTS, AND INDICTMENT BE STATED TO BE AUTHENTIC, TO SHOW IF HE WAS PREJUDICED.

12) THE DEFENDANT ASKS THAT COPIES BE MADE OF HIS NOTICE OF APPEAL MOTION. AND THAT HE IS SENT COPIES OF ALL DOCUMENTS. HE ALSO STATES THAT THE COURTS SHOULD BE TOLD THAT HE WAS AND IS CURRENTLY BEING PREJUDICED BECAUSE OF THE FACT THAT ON (9/30)

13) THE FIRST DAY THE CRIME WAS COMMITTED THE DEFENDANT'S CHARACTER WAS DEFORMED BY THE NEWS SHOWING THE SAME PICTURE THAT THE VICTIM AND WITNESS SAW ON MY PHOTO-LINE UP WHICH BY LAW MAKES THE IDENTIFICATION INVALID. THE NEWS SHOWED MY FACE REPEATEDLY FROM 1 TO 6 MORE DAYS AND THE POLICE OUT OF COURT IDENTIFICATION IS A FRUIT OF ILLEGAL SUGGESTIVE IDENTIFICATION OF THE DEFENDANT IN VIOLATION OF THE LAWS OF THE STATE OF GEORGIA, AND HIS RIGHTS UNDER THE UNITED STATES CONSTITUTION, AND STATES AS FOLLOWS: ① THE DEFENDANT WAS CHARGED WITH AGGRAVATED BATTERY, CRIMINAL ATTEMPT TO COMMIT A FELONY, POSSESSION OF FIREARM DURING COMMISSION OF A CRIME; ET AL. ② JACKSON MOVED THE COURT TO SUPPRESS THE OUT OF COURT IDENTIFICATION AS A FRUIT OF SUGGESTIVE IDENTIFICATION. ③ POLICE CONDUCTED A PHOTO LINE UP FROM WHICH THE DEFENDANT WAS PURPORTEDLY IDENTIFIED. DEFENDANT CONTENDS THAT THE PHOTO LINE UP IS PREJUDICIAL AND SUGGESTIVE BECAUSE THE PHOTOGRAPH OF THE DEFENDANT USED IN THE LINE UP IS OVERLY SUGGESTIVE AND THE POSITIONING OF THE DEFENDANT'S PHOTOGRAPH IN THE LINE UP IS ALSO ~~PREJUDICIAL~~ <sup>PREJUDICIA</sup> SUGGESTIVE. ④ DEFENDANT SEEKS THE SUPPRESSION OF ANY AND ALL EVIDENCE OBTAINED PURSUANT TO THE UNLAWFUL VIOLATIONS OF DEFENDANT'S RIGHTS, AND CITES AS HIS LEGAL GROUNDS FOR THE SUPPRESSION (EVID)

THE FOLLOWING AUTHORITY: (A) U.S. CONSTITUTION, FOURTH, FIFTH, SIXTH, AND FOURTEENTH AMENDMENTS; (B) GEORGIA CONSTITUTION, ART I, § I, PARA I, VII, AND XVI; (C) O.C.G.A. § 17-5-30; d) ALL GEORGIA LAW AND STATUTES, AND (E) BIVS V. THE STATE OF GEORGIA 254 GA. APP, 634 (2002); AND (F) GEORGIA AND U.S. CASE LAW INTERPRETING THE ABOVE STYLED AUTHORITIES.

(13) THE DEFENDANT WAS SENTENCED ON 8-17-15 TO 25 YEARS IN PRISON FOR CRIMES THAT HAD NO PROOF OF WHO ACTUALLY COMMITTED THESE CRIMES. THE DEFENDANT ASKS THAT THE COURTS ADHERE TO THE FOLLOWING LAWS OF EVIDENCE: (A) AGNOR'S GEORGIA RULES OF EVIDENCE APP. A ARTICLE I, CONSTRUCTION AND APPLICATION O.C.G.A. § 24-1-1, OBJECT OF EVIDENCE (B) O.C.G.A. § 24-1-2, SAME RULE IN ALL COURTS AND CASES; exceptions (A)(B)(C).

(14) THE DEFENDANT INVOKE'S THE LAW OF 'EQUAL ACCESS' DUE TO THE FACT THAT THE WEAPON  $\frac{1}{2}$  BAG  $\frac{1}{2}$  BLACK LONG ~~7.65~~ SLEEVE SHIRT WAS FOUND IN AN OPEN AND NOTORIOUS AREA, AND BECAUSE THOSE ITEMS SAID ABOVE WERE NOT NEAR OR ON THE PERSON OF THE DEFENDANT. ALSO. SEE DETECTIVE KEVIN GREGG'S STATEMENTS IN HIS FIELD ARREST REPORT HE STATED THAT THE WEAPON WAS FOUND AT (7 WEST 61ST STREET) WHEN OTHERS SAY (7 WEST 61ST) HE ALSO SAID THIS AT MY TRIAL. HE IS ALSO FIRED FOR TAMPERING WITH EVIDENCE AND DRUNK DRIVING  $\frac{1}{2}$  FALSE STATEMENTS TO HIS FELLOW OFFICER, HE WAS THE LEAD ~~FRAG~~ DETECTIVE AND ARRESTING OFFICER IN MY CASE HE SIGNED MOST OF THE DOCUMENTS AND WAS PRESENT AT MY ARREST AND HE GAVE A FALSE WARRANT THAT HAD AN ILLEGIBLE JUDGE'S SIGNATURE AND NO "WARRANT NUMBER" THE WARRANT WASN'T EVEN COMPLETE WITH SOUTH SECURITY NUMBER OR DESCRIPTION SEE ~~FRAG~~ AGNOR'S GA, EVIDENCE ON CONSTITUTIONAL PRIVILEGES § 4:12 SEARCH AND SEIZURE - MOTION TO SUPPRESS (CIX)

OCGA § 17-5-30(A)(1)(2)(B)(C) ON 8/8/14 A MOTION HEARING WAS CONDUCTED IN THE HONORABLE PENNY HAAS FREESMAN, Judge, Superior Court, E.J.C. STATE OF GEORGIA, AND THE SUPPRESSION HEARING FOR IDENTIFICATION AND FOR SUPPRESSION OF THE WEAPON WAS ERRONEOUSLY OVERRULED DUE TO THE FACT THAT POSSESSION IS 9/10THS OF THE LAW AND THAT I WAS SENTENCED TO BEING IN POSSESSION OF A FIREARM WITH NO EVIDENCE THAT I POSSESSED THE FIREARM THAT SHOT THE VICTIM OR THAT WAS FOUND BEHIND THE HOME WHERE OFFICERS SAID IT WAS SUPPOSEDLY FOUND.

15) I HAVE HAD 3 LAWYERS AND AT LEAST 304 A.D.A.'S ON MY CASE THAT SHOULD HAVE ALL JUDGED WITH PROOF AS THE TRIER'S OF THE FACTS IN MY CASE BUT THEY ALL SEEM TO IGNORE THE CONSTITUTION VIOLATIONS THAT ARE CLEARLY IN MY CASE.

16) THE USE OF INTERROGATION ROOM RECORDING WAS ILLEGAL DUE TO THE FACT THAT IT SHOULDN'T HAVE BEEN SHOWN IN COURT AT TRIAL BECAUSE ON 12-4-14 IN Judge PENNY HAAS FREESMAN'S Superior Court, E.J.C. STATE OF GEORGIA, A MOTION HEARING WAS CONDUCTED AND THE JUDGE RULED THAT MY JACKSON-DENNO MOTION AND STATE'S MOTION IN LIMINE REGARDING SELF-SERVING STATEMENTS THAT JURY WASN'T SUPPOSED TO HEAR OR SEE THE JUDGE ERRONEOUSLY RULED THAT THE VIDEO BE LOOKED AT BECAUSE IT WASN'T EVEN FINISHED IT HAD BEEN TAMPERED WITH DUE TO THE WAY IT ENDED, BECAUSE DETECTIVE KEVIN GROGAN WHO IS NOW FIRED AND INDICATED THREATENED ME AND MY BROTHER REPEATEDLY EVEN THOUGH I CAN'T SHOW WHAT HAPPENED TO THE REST OF THE INTERROGATION I STILL WOULD LIKE THE COURTS TO SEE THE FACT THAT MR. KEVIN GROGAN TOLD ME OUT HIS OWN MOUTH THAT I WAS GOING TO BE GIVEN  
(continued)

THE GUN AS A CHARGE AGAINST ME WHEN THE POLICE FOUND THE WEAPON. IF YOU LISTEN TO THE RECORDING YOU WOULD HEAR THAT NO WEAPON WAS EVEN FOUND UNTIL ALMOST AFTER MY INTERROGATION. THE RECORDING STOP'S/PAUSE'S AND KEEPS ON RECORDING BECAUSE IT WAS PURPOSELY TAMPERED WITH TO SHOW THE FACT THAT KEVIN GOGAN ADMITTED HE WAS GOING TO PUT A WEAPON ON ME. ON (7/15/14) (10:38 AM) A MOTION FOR EXTENSION OF TIME TO FILE ADDITIONAL MOTIONS WAS FILED IN OFFICE BECAUSE OF TECHNICAL DIFFICULTIES IN REVIEWING THE AUDIO/VISUAL PORTION OF THE DISCOVERY. THESE DIFFICULTIES ARE WHAT I BELIEVE MADE MY INTERROGATION RECORDING STOP BECAUSE THE D.A DIDN'T WANT THE COURTS TO HEAR MY ABOVE STATED FACT OF COERCION.

THE DEFENDANT PRAYS THAT THE COURT ADHERE'S TO THE (UCCS-505) CODE ON, MY RIGHTS NOT TO BE KIDNAPPED, THREATENED, UNDER DURESS, MENTAL ANGUISH, FALSE IMPRISONMENT E.T.C.

AND (UCC1-207) OGA TIME, I RESERVE MY RIGHTS; NOT TO BE COMPELLED TO PERFORM UNDER ANY CONTRACT, THAT I HAVE NOT ENTERED INTO WILLINGLY, INTENTIONALLY AND/OR VOLUNTARILY. I FURTHERMORE DO NOT ACCEPT THE BENEFITS OF ANY UNRELATED COMMERCIAL CONTRACT OR AGREEMENTS AND ALSO THE ~~REDACTED~~ (AGNOR'S GEORGIA EVIDENCE, APP. B FEDERAL RULES OF EVIDENCE RULE 102 PURPOSE) (PG. 521) AND (PG. 522) FEDERAL RULES OF EVIDENCE RULE 104. PRELIMINARY QUESTIONS (A) - (E) AND (PG. 523 IN AGNOR'S GA EVIDENCE APP. B Fed. Rules of Evidence RULE 105. LIMITING EVIDENCE THAT IS NOT ADMISSIBLE AGAINST OTHER PARTIES OR FOR OTHER PURPOSES) AND RULE 402. GENERAL ADMISSIBILITY OF RELEVANT EVIDENCE (PG. 525 Fed. Rules of Evidence).

WHEREFORE THE DEFENDANT PRAYS THE SUPREME COURT OF THE UNITED STATES OF AMERICA ADHERE'S TO HIS NOTICE OF APPEAL MOTION AND TO ALL THE ABOVE STATED LAWS, BECAUSE ALL THE LAWS APPLY TO CERTAIN ASPECTS IF NOT EVERY ASPECT OF HIS CASE. THE DEFENDANT PRAYS THAT THE COURTS GRANTS HIM HIS FREEDOM DUE TO THE UNCONSTITUTIONAL ACTS OF THE SUPERIOR COURTS JUDGES, D.A.'S & LAWYERS THAT HAVE DEALT WITH HIS CASE.

THANK YOU FOR YOUR TIME AND SERVICES.

Signed And Respectfully Submitted THIS 18<sup>TH</sup> DAY OF AUG, 2015

 (pro se)  
Roderick JACKSON

P.S. please Be AWARE THAT I AM Filing A STATES HABEAS CORPUS WITH FORMA PAUPERIS ALSO IN THE CHATHAM COUNTY JAIL FOR THE ABOVE STATED ACTION AS WELL!

Note cc file  
CLERK OF SUPREME COURT  
DISTRICT ATTORNEY  
(NAME)

## CERTIFICATE OF SERVICE

THIS IS TO CERTIFY THAT A TRUE AND CORRECT COPY OF MY NOTICE OF APPEAL MOTION HAS BEEN DELIVERED BY PLACING SAID DOCUMENT IN THE CHATHAM COUNTY JAIL U.S. MAIL SERVICE WITH SUFFICIENT POSTAGE AFFIXED TO ENSURE DELIVERY TO;

CLERK OF COURT  
SUPREME COURT OF THE UNITED STATES  
1 FIRST STREET NE  
WASHINGTON, D.C. 20543

And To;

GEORGIA COURT OF APPEALS  
47 TRINITY AVE, SUITE 501  
ATLANTA GA, 30334

Signed AND SUBMITTED ON THIS 18<sup>TH</sup> DAY OF AUG.  
2015

~~Roderick Jackson~~ (pro-se)  
Roderick Jackson