

COURT OF APPEALS OF GEORGIA

RETURN NOTICE

March 23, 2015

To: Anna Johnson, Esq., 5 South Public Square, Cartersville, Georgia 30120

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.
- ☐ 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.

RECEIVED
2015 MAR 20 PM 3:50
CLERK OF SUPERIOR COURT
BARTOW COUNTY, FLORIDA

JUVENILE COURT OF BARTOW COUNTY
STATE OF GEORGIA

IN RE:

S.P., a minor child

SEX: F

D.O.B.: 1-14-2011

A Child Under Eighteen Years of Age

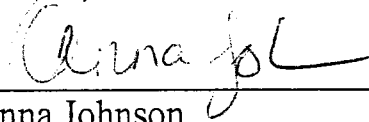
CASE NO.: Lower Court No. 1401162
Court of Appeals A15D0277

NOTICE OF APPEAL

Notice is hereby given that Tabatha Pacella, the mother of the above-named child, hereby appeals from the Juvenile Court of Bartow County an *Order Terminating Parental Rights* entered by the Honorable Jamie G. Averett on January 27, 2015. The Appellant submitted an *Application for Discretionary Appeal* to the Georgia Court of Appeals and that Application was granted on March 10, 2015. (Attached as M1). Though the hearing, conducted over four (4) days, was reported, there is not a transcript available to the Petitioner at the time of this filing. The Appellant requests that a

transcript of evidence and proceedings will be filed with the record on appeal.

Respectfully submitted this 16th day of March, 2015.



Anna Johnson
Attorney for Tabitha Pacella
Georgia Bar No.: 140954

ANNA JOHNSON, ATTORNEY AT LAW
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Cartersville, Georgia 30120
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ajohnson@annajohnsonlaw.com

JUVENILE COURT OF BARTOW COUNTY

STATE OF GEORGIA

IN RE:

S.P., a minor child

SEX: F

D.O.B.: 1-14-2011

A Child Under Eighteen Years of Age

**CASE NO.: Lower Court No. 1401162
Court of Appeals A15D0277**

CERTIFICATE OF SERVICE

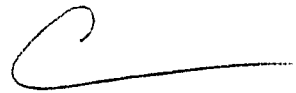
This is to certify that I have this day served a true and correct copy of the foregoing *Notice of Appeal* upon the attorneys of record by U.S. Mail with proper postage affixed thereto, addressed as follows:

Joshua Earwood
210 West Main St.
Cartersville, GA 30120

Office of the Attorney General
40 Capitol Square
Atlanta, GA 30334

Tony Perrotta
5 South Public Square
Cartersville, GA 30120

This 16th day of March, 2015.



Anna Johnson
Attorney for Tabatha Pacella
Georgia Bar No.: 140854

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Court of Appeals of the State of Georgia

ATLANTA, March 10, 2015

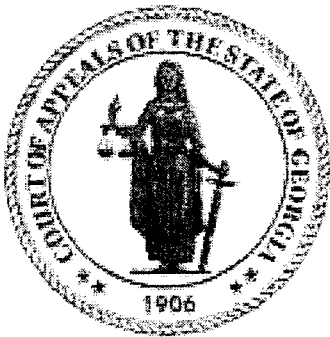
The Court of Appeals hereby passes the following order

A15D0277. IN THE INTEREST OF: S. P., A CHILD (MOTHER).

Upon consideration of the Application for Discretionary Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of Juvenile Court is directed to include a copy of this order in the record transmitted to the Court of Appeals.

LC NUMBERS:

1401162



Court of Appeals of the State of Georgia

Clerk's Office, Atlanta, March 10, 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. Castles, Clerk.