

COURT OF APPEALS OF GEORGIA

RETURN NOTICE

December 14, 2015

To: Mr. Tavoris T. Jones, GDC1281828, Wheeler Correctional Facility, 195 N. Broad Street, Alamo, Georgia 30411

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 the name of Tavoris T. Jones.
- 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. We do not have a file to append your copy.
- 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.

CLERK OF COURTS
GEORGIA COURT OF APPEALS
47 TRINITY AVENUE S.W. / SUITE 501 PH 3:10
ATLANTA, GA. 30334
COURT OF APPEALS OF GA.

TAVORIS T. JONES #1281828
WHEELER C.F.
195 N. BROAD ST.
ALAMO, GA. 30411

IN Re; JURISDICTION TO
NOTICE OF APPEAL
14SC124061

ATTENTION CLERK OF THE COURT;

ENCLOSED YOU SHALL FIND VERIFIABLE INFORMATION REGARDING AN APPEALS THAT SHOULD HAVE BEEN RULED UPON. THE FOLLOWING INFORMATION HAS BEEN REQUESTED AS A NEEDED AMENDMENT (SEE ATTACHED EXHIBITS).

WHEREFORE, AN APPELLATE CASE NUMBER IS REQUESTED SO AS TO ALLOW A SUPREME COURT QUESTION CONCERNING A VOID SUBSTANTIVE POINT OF ISSUE CAN BE RULED UPON.

JURISDICTION UPON AN INITIAL VOID CONVICTION IS A MERE NULLITY ISSUE, AND CONFERS NO SUBJECT-MATTER JURISDICTION AB-INITIO PURSUANT TO O.C.G.A. §17-9-4. THIS IS A DISCRETIONARY APPEAL.

Sincerely,

X Tavoris Jones
Tavoris Jones
PRO-SE

IN THE COURT OF APPEALS
STATE OF GEORGIA

2018 DEC -9 AM 3:10
COURT OF APPEALS OF GEORGIA

TAVORIS T. JONES
G.D.C. # 1281828
Appellant,
vs.
THE STATE OF GEORGIA
Fulton County Superior Court
Appellee.

• Appellate:
• CASE NO.: 1336A1222
• INMATEMENT NO.: 14SC124061
•
•
• IN RE: 14SC124061
• (NOTICE OF APPEALS)

AMENDED NOTICE OF APPEAL

I.

JURISDICTION

JURISDICTION LIES IN THE CONVICTING COURT OF FULTON COUNTY WHO RETAINS JURISDICTION OVER THE CRIME AND THE CONVICTION, AS THE COURT OF REVISION OF SENTENCING AND CONVICTION, GA. CONST. OF 1983, ART. VI, § VI, III.

A.

Appellee IS HEREBY NOTIFIED THAT APPELLANT INTENDS TO APPEAL THE MOTION TO CORRECT A SUBSTANTIVE VOID MERGER VIOLATION, AND ISSUES RELATED TO A SUBSTANTIVE-DEFECT, WHICH VOIDS THE ENTIRE PROCEEDINGS, AB-INITIO.

B.

PURSUANT TO O.C.G.A. § 5-6-38(A) (30) DAYS ALLOTTED TIME HAD TO HAVE BEEN FILED, AS THE APPELLANT HAS A 2014 CASE NUMBER, 14SC124061, WHEREFORE UPON RECEIPT OF OCTOBER 12, 2015, THE HONORABLE COURT OF FULTON COUNTY SHOULD HAVE A DOCKET LIST SHOWING THAT A "TIMELY" NOTICE OF APPEAL HAS BEEN FILED.

C.

THE TITLE AND DOCKET NUMBER OF THE CASE IS THE SAME AS THE INDICTMENT NO. 14SC124061. THIS SHOULD SATISFY O.C.G.A. § 5-3-37; § 5-3-27 AND § 5-3-28.

D.

THE NOTICE OF APPEALS SATISFIED THE CONTENTS WHICH ARE REQUIRED WITHIN O.C.G.A. § 5-6-37, AND ONLY A NOTICE OF THE ORDER ISSUE HAS NOT BEEN TIMELY SUBMITTED. APPELLANT IS HEREBY REQUESTING A COPY OF THE SAID DECISION OF THE COURT UPON THE MERITS OF HOW O.C.G.A. § 16-5-20(A) MERGES AS A MATTER OF FACT OR LAW WITH THE RESULTED OFFENSE WHEN THE SUBSTANTIVE CONDUCT IS A CRIME AGAINST PERSONS, AS DEFINED BY THE LEGISLATORS UNDER THE SEPERATION OF POWERS DOCTRINE.

E.

The FULTON County Superior Court IS
The Court Being Appealed pursuant to O.C.G.A. §
5-6-37.

F.

Nothing IS to be omitted from the
RECORD ON APPEAL. O.C.G.A. § 5-6-37. TRANSCRIPT IS
TO BE INCLUDED.

G.

Request IS MADE for AN ORDER pursuant
to O.C.G.A. § 5-6-31

H.

Appellant IS INDIGENT, AND AN AFFIDAVIT of
INDIGENCY pursuant to O.C.G.A. § 15-6-80 HAS
BEEN submitted AS AN EXHIBIT. (see ATTACHED).

Wherefore AS A PRAYER for A STATED CLAIM for Relief,
Appellant PRAYS that this Honorable Court Does the Following:

1. CERTIFY THAT ORDER HAS ISSUED upon the Appellants MOTION
TO CORRECT A SUBSTANTIVE VOLD merger VIOLATION with A
COPY of the SAME STAMPED FILED with the ORDER, AND
HAVE the SAME RETURNED to the Appellant.

2. IF THIS HONORABLE COURT SHOULD FIND THAT NO
TIMELY ORDER HAS BEEN ISSUED, THEN THIS
COURT WOULD STAY THE PROCEEDINGS, AND CERTIFY
THE QUESTION TO THE GEORGIA SUPREME
COURT ON HOW O.C.G.A. §16-5-20(A) MAY BE
INCLUDED WITHIN THE RAISED MERITIOUS ISSUE
AS A SUBSTANTIVE POINT OR ISSUE IN THE
ABOVE-STYLED CASE.

3. TAKE NOTICE THAT THE GEORGIA COURT OF APPEALS
HAS JURISDICTION OF THE APPEALS ON NON-CAPITAL
CASES, HOWEVER THE SUPREME COURT OF GEORGIA
HAS JURISDICTION OVER CERTIORARI QUESTIONS
WHEREBY A PRECEDENT AUTHORITY WITH REGARDS
TO O.C.G.A. §16-1-7(a) AS A SUBSTANTIVE BAR AND
OPERATION OF LAW IS HEREBY QUESTIONING THE
JURISDICTIONAL-DEFECT FROM THE VERY BEGINNING
OF THE ENTIRE CASE AT BENCH AND BAR.

THIS 30th DAY OF NOVEMBER, 2015.

Sherry Travis
NOTARY, 11/30/15

06/24/17
MY COMMISSION EXPIRES.



Respectfully Submitted,

x Tavoris Jones

Tavoris Jones

1281828