

# COURT OF APPEALS OF GEORGIA

## RETURN NOTICE

August 4, 2015

To: Mr. James Kurtz, GDC1202269 L-1, Calhoun State Prison, Post Office Box 249, Morgan, Georgia 39866

Case Number: \_\_\_\_\_ Lower Court: \_\_\_\_\_ County Superior Court \_\_\_\_\_

Court of Appeals Case Number and Style: A15A2154

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

- We cannot send you the stamped filed copy until you send this Court a postage paid stamped envelope to mail the copy back to you.**
- 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.
- In the Appellant's Motion for Extension of Time, your 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 \_\_\_\_\_  
divesting this Court of jurisdiction. The remittitur issued on \_\_\_\_\_  
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: CLERK  
COURT OF APPEALS OF GEORGIA  
ATLANTA, GA  
FROM: JAMES KURTZ #1202269 L-1  
CALHOUN STATE PRISON  
PO BOX 249  
MORGAN, GA 39866

SIR/MADAM:

RE: AISA2153  
04R152

FOR MY RECORDS, PLEASE STAMP  
DATE FILED ON A COPY AND SEND  
TO ME.

THANK YOU FOR YOUR ASSISTANCE.

RESPECTFULLY,

*James Kurtz*

RECEIVED IN THE  
2015 AUG -4 AM 11:30  
COURT OF APPEALS OF GA

IN THE COURT OF APPEALS OF GEORGIA

JAMES KURTZ

v

THE STATE OF GEORGIA

APPEAL CASE NO. A15A2154

FILED IN OFFICE

JUL 23 2015

COURT CLERK  
CLERK COURT OF APPEALS OF GA

RECEIVED IN OFFICE  
2015 JUL 27 PM 3:02  
CENTRAL MAIL ROOM  
COURT OF APPEALS OF GA

APPELLANT'S MOTION FOR EXTENSION OF TIME

APPELLANT, PRO SE, FILES THIS MOTION FOR EXTENSION OF TIME HAVING RECEIVED TWO NOTICES OF DOCKETING (A15A2153 AND A15A2154). THE COURT REQUIRES APPELLANT'S BRIEF(S) TO BE FILED WITHIN 20 DAYS OF DATE ON THE DOCKET NOTICES (7/16/15). AN EXTENSION OF TIME IS REQUESTED SINCE

1. APPELLANT IS INCARCERATED —
2. APPELLANT IS INDIGENT AND IS FILING PRO SE —
3. APPELLANT, HAVING RECEIVED SAID NOTICES ON 7/22/15 DOES NOT HAVE ADEQUATE TIME REMAINING BEFORE THE 20 DAY DEADLINE TO DO THE NECESSARY LEGAL WORK TO COMPLETE SAID BRIEF —
4. APPELLANT HAS LIMITED ACCESS TO THE LAW LIBRARY BEING ALLOTTED ONLY TWO HOURS PER WEEK IN ORDER TO DO THE RESEARCH AND WAITING —

WHEREFORE, FOR THE ABOVE REASONS, APPELLANT REQUESTS THAT HE BE GIVEN A SIXTY (60) DAY EXTENSION OF TIME.

DATED: 7/22/15

(PRO SE) James Kurtz  
JAMES KURTZ #1202269 1-1  
CALHOUN STATE PRISON  
P O BOX 249  
MORGAN, GA 39866

# CERTIFICATE OF SERVICE

THIS IS TO CERTIFY THAT I HAVE THIS DAY SERVED A TRUE COPY OF THE WITHIN AND FOREGOING DOCUMENT(S) UPON THE PARTIES LISTED BELOW BY DEPOSITING A COPY OF THE SAME IN THE UNITED STATES MAIL IN A PROPERLY ADDRESSED ENVELOPE WITH ADEQUATE POSTAGE AFFIXED TO ENSURE THAT IT REACHES ITS DESTINATION.

COURT OF APPEALS OF GEORGIA

SUITE 501

47 TRINITY AVE

ATLANTA, GA 30334

RESPECTFULLY SUBMITTED,  
JAMES KURTZ

THIS 22<sup>ND</sup> DAY OF JULY, 2015

James Kurtz  
GDC# 1202269 L-1  
CALHOUN STATE PRISON  
PO BOX 249  
MORGAN, GA 39866