

COURT OF APPEALS OF GEORGIA

RETURN NOTICE

To: Mr. Jason Mazuch, GDC924385, Johnson State Prison, Post Office Box 344,
Wrightsville, Georgia 31096

Case Number: _____ Lower 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 under your name. Until a case is docketed in the Court of Appeals in your name, you should direct your inquiries to your attorney of record or the trial court from which you are appealing.**
- Your letter was addressed to one of the judges of this Court. Please be aware that pursuant to the Code of Judicial Conduct and the rules and the policies of this Court, the judges of this Court are not permitted to communicate with parties who have a case before the Court or which may come before the Court.**

Your correspondence is being returned 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 a 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 it 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.**
- Your Notice of Appeal did not include a proper Certificate of Service. A Certificate of Service must accompany your Notice of Appeal. It must show service to the opposing counsel and contain the counsel's full name and complete mailing address. The opposing counsel must be actually served with a copy of your filing. In an appeal of a criminal conviction in a superior court, the State is represented by the District Attorney or an Assistant District Attorney.**
- 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.**

RECEIVED IN OFFICE
2015 AUG - 6 PM 3: 30
CLERK OF SUPERIOR COURT
COURT OF APPEALS OF GA.

To- Mr John V. Ellington, chief Judge
of The Ga Court of Appeals
Fr- Jason Mazuch 924385
Johnson State Prison
PO Box 344 D2A
Wrightsville, GA. 31096

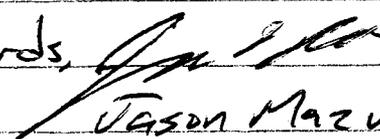
7-26-15

Judge Ellington,

I have been trying to appeal the denial of my motion to Correct Record which I'd filed in the Liberty county superior court. The circumstances are nearly identical to Cochran. Unfortunately, I've been stymied, and stonewalled at every turn. As a pro se litigant in prison, with only two hours of research time each week, it is difficult to find all the applicable rules that are scattered throughout the OCGA.

I am enclosing a copy of my Notice of Intent because you may be able to cut through some of the red tape, and help me get credited for the time in question. Currently, the GDC won't grant credit because it is not reflected or calculated in the custodian's affidavit.

Thank you for your time and help.

Regards, 
Jason Mazuch

Notice of Intent to Seek Compensation For Wrongful Imprisonment

On Sept 8 2015 I will have spent a total of 7305 days in confinement. That is every day of the 20 year prison sentence imposed upon me by the Liberty County Superior Court. Because I am currently not getting credit for 135 days of that time I will not be released on that day, which should be my MRD (maximum release date). My current scheduled date of release / MRD is Jan 21 2016.

The 135 days I am not getting credit for were spent in the custody of the Polk county jail in Nebraska awaiting extradition (from Oct 05 1996 to Feb 10 1997) and in custody of TransCar being transported to the Liberty county jail in Georgia (from Feb 10 1997 to Feb 17 1997).

I was arrested in Nebraska solely due to warrants from Georgia for the crime I am now in prison for and I was held in the Polk county jail in Nebraska only because of the same warrants.

OCGA 17-10-11(a) states: Each person convicted of a crime in this state shall be given full credit for each day spent in confinement awaiting trial and for each day spent in confinement, in connection with and resulting from a court order entered in the criminal proceedings for which sentence was imposed in any institution or facility.

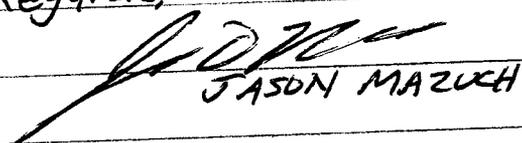
AG Opinion 73-5 states: "Nothing in the statute restricts credit to time spent in Georgia facilities." and "Therefore, it is my opinion that a defendant is entitled to receive credit for time spent in confinement awaiting extradition."

No party has the authority to deny credit to me for time served. I have been trying for over two years to get credit for this time. I know I am entitled to credit for this time, and now you know I am entitled to credit for this time. I write this letter of notice so that no one can say "I did not know".

This letter is to inform all parties involved of my intent to retain an attorney upon my release from prison for the purpose of seeking compensation in court for wrongful imprisonment, for each day that I am held in prison beyond Sept 8 2015, from each party that my attorney determines is liable.

It is not too late for this to be fixed, and to avoid an unpleasant and costly court battle.

Regards,


JASON MAZUCH

CC-File

Jeffrey Hein, Liberty County Jail Administrator

Liberty County District Attorney's Office

Judge Charles Paul Rose Jr.

Homer Bryson, commissioner of the GA Dept of Corrections

Attorney General of The State of Georgia

The Governor's office of The State of Georgia - Nathan Deal

Brad Hooks, warden of Johnson State Prison

Sheriff Ludwig, Dwaine - Administrator of the Polk City Jail

The chief judge of Fulton County

US Dept. of Justice

John J. Ellington, chief judge of the Ga. Court of Appeals