



Court of Appeals of Georgia

April 29, 2015

TO: Mr. Fellix Hilario Merigildo-Oxlaj, GDC1000805980, Coffee Correctional Facility, Post Office Box 650, Nicholls, Georgia 31554

RE: **A15A0075. Flellix Hilario Merigildo-Oxlaj v. The State**

CHECK RETURN

- Your check number _____ in the amount of _____ written on the account of your firm for the filing fee in _____ is enclosed. Please be advised that this Court is returning your check since the filing fee was already paid by _____.

CASE STATUS - DISPOSED

- The referenced appeal was _____ on _____. The remittitur issued on _____, divesting this Court of any further jurisdiction of your case. The case is therefore, final.

CASE STATUS - PENDING

- The above referenced appeal is pending in your name before this Court. The appeal was docketed in the January 2015 Term and a decision must be rendered by the Court by the end of the April 2015 Term which ends on July 31, 2015.**

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. Our docket reflects your attorney of record as Ms. Teresa Smith, Office of the Public Defender, Post Office Box 430, Covington, Georgia 30015.

APPLICATION FOR PERMISSION TO APPEAL A PROBATION REVOCATION

- To appeal a probation revocation, you will need to file a Discretionary Application with this Court. Rule 31 of the Rules of the Court of Appeals of Georgia describes a Discretionary Application and the items you would need to include with your application.

A Discretionary Application must be filed within 30 days of the stamped filed date on the order that you are appealing and the application must be accompanied by a proper Certificate of Service and a pauper's affidavit or the \$80.00 filing fee. You must also comply with all the other applicable rules of Court regarding filing with the Court of Appeals of Georgia.

Enclosed, please find a copy of the Rules of the Court of Appeals for your review.

IN THE COURT OF APPEALS
FOR THE STATE OF GEORGIA

FELIX HILARIO MERIGILDO-OXLAJ,
Appellant,

V.

STATE OF GEORGIA,
Appellee.

DOCKET No. A15A0075

2015 APR 24 PM 1:57
FELIX HILARIO MERIGILDO-OXLAJ
COURT OF APPEALS

REQUEST FOR STATUS OF PENDING APPEAL
BY PRISONER
WITHOUT ACCESS TO ELECTRONIC FILING INFORMATION

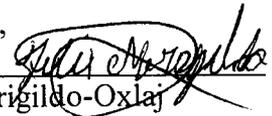
COMES NOW, the above named Appellant, whom through previous action(s) has shown that appointed counsel has failed to respond or notify Hispanic Defendant/Appellant of results of pending action. (FN1) Thus, Appellant respectfully request information from this Honorable Court as to the Status of [his] pending appeal.

Prison pro se litigants suffer a significant disadvantage to those individuals represented by counsel. It will be necessary to seek Habeas Corpus relief where appellate counsel failed to assert any grounds challenging the legality of conviction or other constitutional errors which violated Defendants rights. The instant Appellant being of Hispanic descent, unable to communicate and navigate the legal system set up in English with in the Georgia Department of Corrections dramatically impedes Appellant's ability to learn and timely present cause in Post-Conviction remedies.

Therefore, Appellant respectfully request status information concerning the case. Your time and consideration will be very much appreciated. Thank-you.

FN1. Appointed counsel failed to inform Defendant that the Motion for New Trial had been denied. Nor did Counsel timely file the Notice of Appeal causing dismissal of the original appeal of this case in the Court of Appeals. .

Sincerely,


Felix Merigildo-Oxlaj
GDC# 1000805980
Coffee Corrections
P.O. Box 650
Nicholls, Ga. 31554.

Certificate of Service

This is to certify that I have this day served a true and correct copy of the within and foregoing document(s) upon the party(s) listed below by depositing a copy of the same in the United States mail in a properly addressed envelope with adequate postage thereon or submitted same to the institutional legal mail system, to below addressee(s):

Clerk, Court of Appeals
Steven E. Castlen
47 Trinity Ave. SW, Ste.501
Atlanta, Ga. 30334

Office, District Attorney
Newton County
Layla H. Zon
1132 Usher St. NW., Ste. 313
Covington, Ga. 30014

Document(s) Included:
1) Request For Status of Pending
Appeal by Prisoner Without
Access To Electronic Filing.

Office, Public Defender
Newton County
Teresa Lynn Smith
Bar No. 663665
P.O. Box 430
Covington, Ga. 30015

This 15 Day of April, 2015.

Respectfully submitted,
Appellant Pro Se


Felix Merigildo-Oxlaj
GDC# 1000805980
Coffee Corrections
P.O. Box 650
Nicholls, Ga. 31554.