

# COURT OF APPEALS OF GEORGIA

## RETURN NOTICE

July 23, 2015

To: Jason B. Moon, Esq. 119 West North Street, Post Office Box 866, Valdosta, Georgia  
31603

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 Walter Frank Coleman.**
- 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.

IN THE SUPERIOR COURT OF CRISP COUNTY  
STATE OF GEORGIA

STATE OF GEORGIA  
Plaintiff

VS.

WALTER FRANK COLEMAN,  
Defendant.

CASE NO.: 14R-184

**COPY**  
JUL 21 AM 11:24  
CLERK OF APPEALS OFFICE

**FILED IN OFFICE**  
**JUL 16 2015**  
Jean H. Rogers, Clerk  
CRISP SUPERIOR COURT

MOTION TO WITHDRAW

COMES NOW Jason B. Moon, Attorney for the Defendant, **WALTER FRANK COLEMAN**, and moves the Court for an order allowing his withdrawal from representation and shows to the Court the following:

1.

Movant wishes to withdraw from representation of the above Defendant, **WALTER FRANK COLEMAN**.

2.

The Superior Court of Crisp County will retain jurisdiction over the "CRIMINAL/APPEAL" Court action as captioned above.

3.

The above Defendant, **WALTER FRANK COLEMAN**, has been notified of Movant's wish to withdraw, pursuant to Uniform Superior Court Rules 4.3, a copy of said notice being attached and marked Exhibit "A".

4.

The Respondent was duly notified of his right to object within ten (10) days of the notice contained in Exhibit "A".

5.

Any further notices may be made upon the Respondent at her last known address, to-wit:

Walter F. Coleman, Jr., Inmate # 669484 G1203  
Johnson State Prison  
290 Donovan Road  
Wrightsville, GA 31096

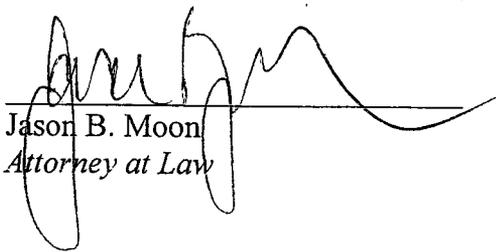
6.

Movant shows that the Defendant, **WALTER FRANK COLEMAN**, has frustrated his case due to the failure to follow the advice of his attorney. The Defendant has intentionally damaged his own case by disregarding his attorney's advice, and as such, Counsel does not wish to assist the Defendant any further due to his actions since hiring.

**WHEREFORE**, Movant prays that the Court grant an order permitting his withdrawal from representation of the above Defendant, **WALTER FRANK COLEMAN**.

**RESPECTFULLY SUBMITTED**, this 16<sup>th</sup> day of July, 2015.

MOON LAW FIRM

  
Jason B. Moon  
*Attorney at Law*

Prepared by:  
Jason B. Moon  
119 West North Street  
Post Office Box 866  
Valdosta, Georgia 31603-0866  
(229) 247-0715  
State Bar No.: 517955

# MOON LAW FIRM

FLOYD B. MOON  
JASON B. MOON

119 West North Street, Valdosta, Georgia 31601  
Tel: (229) 247-0715 | Fax: (229) 245-0879

## “EXHIBIT A”

July 16, 2015

**Certified Return Receipt No. 7015 0640 0006 8069 2512**

Walter F. Coleman, Jr., Inmate # 669484 G1203  
Johnson State Prison  
290 Donovan Road  
Wrightsville, GA 31096

**In Re: State of Georgia vs. Walter Frank Coleman**  
**Crisp County Superior Court**  
**Criminal Action No.: 14R-184**

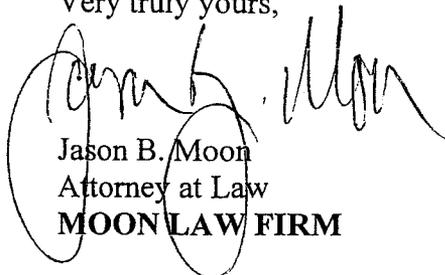
Dear Mr. Coleman:

Please be advised that my office will be petitioning the Court to withdraw from representing you in your “**CRIMINAL/APPEAL**” case. You have failed to follow my advice and frustrated your case preventing me from being able to adequately represent you. You have accused my office of collusion with the District Attorney’s Office, accused me of not representing you, accused my staff of unethical behavior, and been confrontational on more occasions than I can count.

Please be further advised that the Superior Court of Crisp County and Court of Appeals will retain jurisdiction of the “**CRIMINAL/APPEAL**” action and that you have the burden of keeping these Courts informed respecting where notices, pleadings or other papers may be served. In addition, you will have the obligation to prepare for trial or hire other counsel to prepare for trial when the trial date is set. If you fail or refuse to meet these burdens, you may suffer adverse consequences such as a judgment being taken against you. I encourage you to hire another attorney quickly.

You will have the burden of preparing for any scheduled proceeding in that the dates, including trial date, will not be affected by my withdrawal. You have a right to object within ten (10) day of the date of this notice.

Very truly yours,



Jason B. Moon  
Attorney at Law  
**MOON LAW FIRM**





**CERTIFICATE OF SERVICE**

This will certify that a copy of the foregoing **MOTION TO WITHDRAW** has this day been served upon the following by U.S. Mail carrying sufficient postage to insure delivery:

Clerk, Superior Court of Lowndes County  
(Hand Delivered)

and

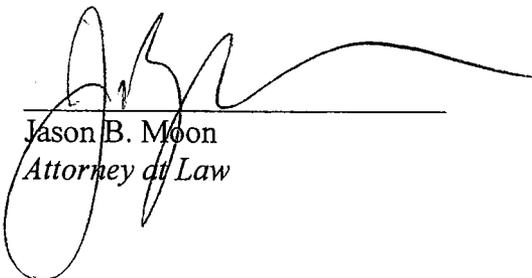
Walter F. Coleman, Jr., Inmate # 669484 G1203  
Johnson State Prison  
290 Donovan Road  
Wrightsville, GA 31096  
**(Certified Return Receipt No. 7015 0640 0006 8069 2512)**

Georgia Court of Appeals  
47 Trinity Avenue S.W.  
Suite 501  
Atlanta, GA 30334

Office of District Attorney  
P.O. Box 5510  
Cordele, GA 31010

This the 11<sup>th</sup> day of July, 2015.

MOON LAW FIRM



Jason B. Moon  
*Attorney at Law*

Prepared by:  
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