

**COURT OF APPEALS OF GEORGIA
DOCUMENT RETURN NOTICE FOR APPLICATIONS**

October 8, 2015

To: Mr. Hernán Elias Morán, GDC1001533330, Calhoun State Prison, 27823 Main Street, Morgan, Georgia 39866

Docket Number: Style: Moran Vasquez Hernan Elias v. The State

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

1. Your Application was not accompanied by the statutory filing fee, \$300.00 civil; \$80.00 criminal, or a sufficient pauper's affidavit. OCGA §5-6-4 and Rule 5 Please be advised that your pauper's affidavit should be notarized by a notary public.
2. Portions of the record included were not tabbed and indexed. Rules 30 (e) and 31 (c).
3. **A stamped "filed" copy of the trial court's order (dated September 28, 2015) to be appealed was not attached to your Application. Rules 30 (b) and 31 (e)**
4. A stamped "filed" copy of the Certificate of Immediate Review was not attached to your Interlocutory Application. Rule 30(b)
5. Your document(s) was (were) not signed by counsel (No signatures with expressed permission are permitted). Rule 1 (a)
6. There were an insufficient number of copies of your document. Rule 6
7. **No Certificate of Service accompanied your document(s). Rule 6 You should provide a copy of your filing to the District Attorney and include his/her name and address on your Certificate of Service.**
8. Your Certificate of Service did not include the complete name and /or mailing address of each opposing counsel and pro se party. Rule 1(a) and 6
9. Your document exceeds page limits. Rules 24(f) , 30(e) and 31(c)
10. Your request for court action must be submitted in motion form. Rule 41 (a)
11. No extension of time for filing an interlocutory application will be granted . Rule 30 (g) . No extension of time will be granted for filing a discretionary application unless the motion for extension is filed on or before the due date of the discretionary application.
12. The type font was smaller than 10 characters per inch; type was not double-spaced or/and type was on both sides of the paper. Rules 1(c), 24(b), 37(a) and 41(b).
13. Your motions were submitted in an improper form (joint, compound, or alternative motions in one document). Rule 41 (b)
14. Margins were too small or paper size was incorrect. Rules 1(c), 24(c), 30(e), 31(c) and 41(b).
15. Your document was submitted for filing more than 30 days after the date of the order granting, denying or dismissing the application or the order granting, denying or dismissing the Motion for Reconsideration. Rules 30(j) and 31(j).
16. **Other:**

For Additional information, please go to the Court's website at: www.gaappeals.us

COURT OF APPEALS OF GEORGIA
DOCUMENT RETURN NOTICE FOR APPLICATIONS

CA
PP

To: Moran Vasquez Hernan-Elias

10/08/15

Docket Number: Style: Moran Vasquez Hernan-Elias v. The State

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

1. Your Application was not accompanied by the statutory filing fee, \$300.00 civil; \$80.00 criminal, or a sufficient pauper's affidavit. OCGA §5-6-4 and Rule 5 Please be advised that your pauper's affidavit should be notarized by a notary public.
2. Portions of the record included were not tabbed and indexed. Rules 30 (e) and 31 (c).
3. A stamped "filed" copy of the trial court's order to be appealed was not attached to your Application. Rules 30 (b) and 31 (e) 9/28/15 order missing.
4. A stamped "filed" copy of the Certificate of Immediate Review was not attached to your Interlocutory Application. Rule 30(b)
5. Your document(s) was (were) not signed by counsel (No signatures with expressed permission are permitted). Rule 1 (a)
6. There were an insufficient number of copies of your document. Rule 6
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15. Your document(s) was (were) not securely bound at the top with staples or round head fasteners. Rules 1(c), 30 (e) and 31 (c)
16. Your document was submitted for filing more than 30 days after the date of the order granting, denying or dismissing the application or the order granting, denying or dismissing the Motion for Reconsideration. Rules 30(j) and 31(j).

For Additional information, please go to the Court's website at: www.gaappeals.us

To: Honorable Court of
APPEALS OF GEORGIA STATE

RECEIVED IN OFFICE

2015 OCT -7 PM 3:36

10/3/2015

From: Hernán Elias Morán

ID# 1001533330

CASE# 14B-04840-2

CLEMENCY LETTER, Looking
For the Right Charge &
Sentence.

By this letter I want to salute, and
then ask this honorable court a re-investigation or
Revised on my case.

I don't want to blame anymore on the Judge and
district attorney treatment against me, but I want
to complaint about my charge and sentence.

Reading and study my case I could find that
the charge was wrong and the sentence excessive
abusive for a person who never had been in trouble
before, with not criminal record, and the court
never apply the first offender law.

1) Mitchel v. State 268 GA 592 (492 SE 2d 204, 1997).

Constructive Possession, must be based upon some connection
between the defendant and the contraband, other than mere
spatial proximity. (in my personal case do not exist any possession).

2) The two co-defendants who were with me in the same car,
same place and same situation were lefted free, out of the
case, before my trial were over, the court erred leaving
two important key that can be used in my defense.
(Against the Due Process).

(3) Plaintiff, Equal Protection And Civil Rights were violated
the Police NEVER obtained A Search Warrant For this Case

(4) the motion to suppress evidence was denied, the Court
knowing that the Drugs were found in other car and
other person possession denied the motion to this Plaintiff.

(5) The Sentence that a Trial Judge imposes generally
determines the length of Imprisonment, although prison terms
may be shortened by credits awarded for satisfactory
behavior after the first year. In Addition, A Sentence may
be modified or corrected on Review 18 U.S.C. § 3624(B)
(2000)

(5) Due process Requires that information used for the
Sentencing be reliable, Remand to give defendant
individualized opportunity to Challenge Amount of
drugs attributed to him! U.S. V. MALISZEWSKI, 161 F 3d
992, 1027-28.

(5) 1998-Resentencing required because witness
speculative statement regarding amount of drugs
attributed to defendant was unreliable. (Due process
require that defendant not be sentenced based on
inflated valuation of the goods.

(7) The State had 26 Jurors on my Indictment, but the
law Requires 16 to 23 Grand Jurors MEMBERS to be
Selected on true bill indictment which my trial Counsel was
INEFFECTIVENESS For not ATTACKING this ISSUE at my trial.

(3) Gwinnett County: is knowing to deliver a lot of trafficking
convictions, in my case should be Conspiracy, I am a victim of
discrimination and Geographic Disparities. ~~They~~ one

IN THE SUPERIOR COURT OF GWINNETT County
STATE OF GEORGIA

Hernan Elias Moran,
Petitioner

1001533330,
Inmate Number

Civil Action No. 14B-4840-2

Vs.

Phillip Hall,
Warden

Habeas Corpus

Calhoun State Prison,
Respondent
(Name of Institution where you are located)

RECEIVED IN OFFICE
2015 OCT -7 PM 3:36
CLERK/COURT ADMINISTRATOR
COURT OF APPEALS OF GA

APPLICATION FOR WRIT OF HABEAS CORPUS

PART I: BACKGROUND INFORMATION ON YOUR CONVICTION

1. Name, county, and court which entered the judgement of conviction under attack:
SUPERIOR COURT, GWINNETT COUNTY, GA

2. Date of conviction: April, 3, 2015
(Please Note: O.C.G.A. §9-14-42(c) mandates that applications for writ of habeas corpus must be filed within a certain time. Please see Instructions (7) for more information.)

3. Length of sentence(s): 30 YEARS

4. Were you sentenced on more than one count of an indictment, or on more than one indictment, in the same court and at the same time? Yes No

5. Name of offense(s). List all counts: TRAFFICKING COCAINE

6. What was your plea? Please check one:
 Guilty
 Guilty but mentally ill
 Nolo Contendre
 Not Guilty

If you entered a guilty plea to one count or indictment, and a not guilty or nolo, contendre plea to another count or indictment, give details: THE COURT GAVE ME A OFFER OF 15 YEARS, BUT I NEVER ACCEPTED. NOT GUILTY, NOT EVIDENCE

7. Kind of trial. Please check one:
 Jury
 Judge only

8. Did you testify at the trial? Yes No

9. Did you appeal from the conviction? Yes No

10. If you did appeal, answer the following:

Name of appellate court to which you appealed: APPELLING COURT OF GEORGIA STATE

Result of appeal: _____

Date of result: _____

11. Other than a direct appeal from the judgement for conviction and sentence, have you previously filed any petitions, applications or motions with respect to this conviction in any state or federal court?

Yes No

12. If your answer to 11 was "Yes," give the following information (Note: If more than three petitions, please use a separate sheet of paper and use the same format to list them.)

A. Name of court and case number: SUPERIOR COURT OF GWINNETT 14B-4840-2

What kind of case or action was this? TRAFFICKING COCAINE.

All grounds raised (attach extra sheet of paper if necessary): MOTION TO NEW TRIAL WAS DENIED. MY APPOINT ATTORNEY MADE THE MISTAKE TO ATTACK INEFFICIENT COUNSEL, WHEN SHE SHOULD TO ATTACK THE SENTENCE.

Did a judge hear the case? Yes No Did witnesses testify? Yes No

Name of Judge: Debra K. Turner

Result: they Find Me guilty. with not POSSESSION, NOT EVIDENCE

Date of Result: ~~9/28/2015~~ 9/28/2015

B. As to any second petition, application or motion, give the same information.

Name of court and case number: _____

What kind of case or action was this? _____

All grounds raised (attach extra sheet of paper if necessary): _____

Did a judge hear the case? Yes No Did witnesses testify? Yes No

Name of Judge: _____

Result: _____

Date of Result: _____

C. As to any third petition, application or motion, give the same information.

Name of court and case number: _____

What kind of case or action was this? _____

All grounds raised (attach extra sheet of paper if necessary): _____

Did a judge hear the case? Yes No Did witnesses testify? Yes No

Name of Judge: _____

Result: _____

Date of Result: _____

D. Did you appeal to the Georgia Supreme Court of the Georgia Court of Appeals from the result taken on any petition, application, or motion listed above?

First petition, application or motion: Yes No

Second petition, application or motion: Yes No

Third petition, application or motion: Yes No

E. If you did not appeal from the denial of relief on any petition, application or motion, explain

briefly why you did not: I WANT TO SPEND ALL THE STATE REMEDIES BEFORE GO TO SUPREME COURT.

F. If you Appealed to the highest state court having jurisdiction, did you file a petition for certiorari in the United States Supreme Court to review the denial of your petition by the Georgia Supreme Court of the Georgia Court of Appeals? Yes No

13. Do you have any petition or appeal now pending in any court, either state or federal, as to the conviction under attack? Yes No

14. Give the name and address, if known, of each attorney who represented you in the following stages of the judgement attacked herein:

At preliminary hearing: LAWRENCE LEWIS
242 SOUTH CULVER ST, SUITE 103, LAW, GA 30046

At arraignment and plea: LAWRENCE LEWIS

At trial: LAWRENCE LEWIS

At sentencing: LAWRENCE LEWIS

On Appeal: MOTION FOR NEW TRIAL (ANGELA BROWN)
2024 BEAVER RUIN RD. NORCROSS, GA 30071

In any post-conviction proceeding: _____

On appeal from any adverse ruling in a post-conviction proceeding: _____

15. Do you have any other sentence, either state or federal, to server after you complete the sentence imposed by the conviction under attack? Yes No

If so, give the name and location of the court(s) which impose any other sentence:

State the date and length of any other sentence to be served: _____

Have you filed, or do you contemplate filing, any petition attacking the judgement(s) which imposed any other sentence? Yes No

PART II: STATEMENT OF YOUR CLAIMS

State concisely every ground on which you now claim that you are being held unlawfully. Summarize briefly the facts supporting each ground. If necessary, you may attach pages stating additional grounds and facts supporting the same.

1.

GROUND ONE: On September 16, 2014, Plaintiff were Arrested with two more person in a car with any illegal drugs on it and any drugs on their possession.

SUPPORTING FACTS. (Tell your story *briefly* without citing cases or law): the Police find some drugs in a car behind with other person driving and possession, my two co-defendants were set free and Plaintiff were charged with trafficking and sentenced to 30 years in prison. with no possession.

2.

GROUND TWO: the Respondent Judge Debra K. Turner and District Attorney violated my Civil Due Process Rights, let my two co-defendants free and give me a wrong charges and sentence.

SUPPORTING FACTS. (Tell your story *briefly* without citing cases or law): wrong charge, the attorney Lawrence Lewis never explained to the jury that the Plaintiff never had any possession, the possession of the drugs is a jurisdictional question and such possession at the time the crime is charged have to be committed, must be distinctly and proved.

3.

GROUND THREE: There not any linking, any control over the drugs or the car behind us, the seizure were illegal and discriminatory. Against the civil rights.

SUPPORTING FACTS. (Tell your story *briefly* without citing cases or law): the indictment is defective in whom the Plaintiff in error received the charge; the ineffective counsel assistance by Mr. Lawrence Lewis, who never explained in court who possessed the drugs and who drove the red Dodge Avenger.

4.

GROUND FOUR: I attach copies of all my intents and claims

in front of the Judge to change my ex-attorney
LAWRENCE LEWIS, for negligent and followed my
SUPPORTING FACTS. (Tell your story briefly without citing cases or law): INSTRUCTIONS.

THE TRAFFICKING CHARGES ARE WRONG FULLY AND CONTRARY
TO THE EVIDENCE.

MR: LAWRENCE LEWIS, ALWAYS KEPT A AGRESIVE POSTURE
AGAINST ME, TOLD ME IN FRONT OF "IVON" THE TRANSLATOR
"WE GONNA FUCK YOU."

- ⇒ I asked to MR: LEWIS FOR HELP AND GET THE FAIR & REAL CHARGES & SENTENCE, AND HE TOLD THAT HE DON'T NEED TO DO THAT.
- ⇒ I asked for help about my son who is in Medical treatment, and his answer was your son dont mind in this case, the Judge dont mind your son, they dont care! That answer maked me ongruy, sad and I feel a big hatred for him. Very bad feelings.
- ⇒ the charge on this case should be Conspiracy or intent to committ a crime.

the State had 26 Jurors on my indictment, but
the LAW REQUIRES 16 to 23 Grand Jurors MEMBERS
to be selected on a true bill indictment which
my trial counsel WAS INEFFECTIVENESS FOR NOT
ATTACKING this issue AT my trial.

PART III: OTHER CLAIMS NOT PRESENTED TO A COURT BEFORE THIS

If any of the grounds listed in PART II were not previously presented in any other court, state or federal, state briefly what grounds were not so presented, and give your reasons for not presenting them:

Why the Court let FREE my two - Co-defendants
BEFORE my trial PROCESS WAS OVER? TWO KEY OF THE
CASE THAT COULD BE BENEFIT IN MY DEFENSE. THEY
WERE IN THE SAME CAR, SAME SITUATION.

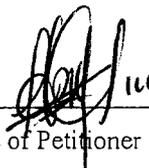
Wherefore, petitioner prays that the Court grant relief to which the petitioner may be entitled in this proceeding.

Hernán Clás morán 10/3/2015
P.O BOX 249 Date
27823 MAIN ST. MORGAN GA, 39866

Signature and Address of Petitioner's
Attorney (if any attorney)

I declare (or certify, verify, or state) under penalty of perjury that the foregoing statements made in this Application for Writ of Habeas Corpus are true and correct.

Executed on 10/3/2015
Date


Signature of Petitioner

Sworn to and subscribed before me this
10 day of October, 2015.

Notary Public or Other Person Authorized to Administer Oaths

Please note that under O.C.G.A. §9-14-45 service of a petition of habeas corpus shall be made upon the person having custody of the petitioner. If you being detained under the custody of the Georgia Department of Corrections, an additional copy of the petition must be served on the Attorney General of Georgia. If you are being detained under the custody of some authority other than the Georgia Department of Corrections, an additional copy of the petition must be served upon the district attorney of the county in which the petition is filed. Service upon the Attorney General or the district attorney may be had by mailing a copy of the petition and a proper certificate of service

**REQUEST FORM TO PROCEED IN FORMA PAUPERIS
HABEAS CORPUS
INSTRUCTIONS - READ CAREFULLY**

(Note: O.C.G.A. §9-10-14(a) requires the proper use of this form, and failure to use this form as required will result in the clerk of any court refusing to accept the action for filing.)

- 1. Any action filed by an inmate of a state or local penal or correctional institution against the state or a local government or against any agency or officer of a state or local government must be filed on the appropriate form or forms promulgated by the Administrative Office of the Courts.**
- 2. This application must be legibly handwritten or typewritten, and signed by the petitioner. Any false statement of a material fact may serve as the basis for prosecution for perjury. All questions must be answered concisely in the proper space on the form.**
- 3. O.C.G.A. §42-12-1 et seq. provides that an inmate's institutional account shall be frozen, and funds seized for court costs and fees. Additionally, the filing of previous litigation shall result in a deduction from the account.**
- 4. This affidavit of indigency must be accompanied by a certification from the institution wherein the inmate is incarcerated that the financial statement correctly states the amount of funds in any and all custodial accounts held with the institution.**
- 5. Any Request Form to Proceed in Forma Pauperis which does not conform to these instructions will be returned with a notation as to the deficiency.**
- 6. In no event shall a prisoner file any action in forma pauperis in any court of this state if the prisoner has, on three or more prior occasions while he or she was incarcerated or detained in any facility, filed any action in any court of this state that was subsequently dismissed on the grounds that such action was frivolous or malicious, unless the prisoner is under imminent danger of serious physical injury. O.C.G.A. §42-12-7.2.**
- 7. These forms may be obtained at the Administrative Office of the Courts' website (<http://www.georgiacourts.org/forms.html#inmate>) or from the Administrative Office of the Courts' through the head of the institution in which the inmate is incarcerated.**

IN THE SUPERIOR COURT OF _____
STATE OF GEORGIA

Hernán Elias Morán,
Petitioner
100153330,
Inmate Number

Civil Action No. 14B-4840-2

Phillip Hall,
vs.
Warden
Calhoun State Prison,
Respondent
(Name of institution where you are now located)

Habeas Corpus

REQUEST TO PROCEED IN FORMA PAUPERIS

I, Hernán Elias Morán, depose and say that I am the plaintiff in the above entitled case; that in support of my request to proceed without being required to prepay fees, costs or give security thereof. I state that because of my poverty I am unable to pay the costs of said proceeding or to give security therefor; that I believe I am entitled to redress. I further swear that the responses which I have made to questions and instructions below are true.

1. List any and all aliases by which you are known: NONE

2. Are you presently employed? Yes No

If the answer is "Yes", state the amount of your salary or wages per month, and give the name and address of your employer: _____

If the answer is "No", state the date of last employment and the amount of the salary and wages per month which you received: SEPTEMBER, 16, 2014

3. Have you received within the past twelve months any money from any of the following sources?

Business, profession or form of self-employment? Yes No
Pensions, annuities or life insurance payments? Yes No
Rent payments, interest or dividends? Yes No

Gifts or inheritances? Yes No
Any other sources? Yes No

If the answer to any of the above is "Yes", describe each source of money and state the amount received from each source during the past twelve months:

MONEY TO BUY SOME FOOD IN THE PRISON STORE.

4. Do you own any cash, or do you have money in a checking or savings account? (Include any funds in prison accounts) Yes No

If the answer is "Yes", state the total value of the items owned: _____

5. Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? Yes No

If the answer is "Yes", describe the property and state its approximate value: _____

6. List the persons who are dependent upon you for financial support, state your relationship to those persons, and indicate how you contribute toward their support:

PROVIDENCIA VASQUEZ - MOTHER, ALEXANDER MORAN - SON, LIA MORAN - DAUGHTER.

I understand that a false statement or answer to any question in this affidavit will subject me to penalties for perjury and that state law provides as follows:

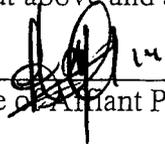
- a. A person to whom a lawful oath or affirmation has been administered commits the offense of perjury when, in a judicial proceeding, he knowingly and willfully makes a false statement material to the issue on point in question.
- b. A person convicted of the offense of perjury shall be punished by a fine of not more than \$1,000 or by imprisonment for not less than one nor more than ten years, or both. O.C.G.A. §16-10-70.

[Signature] _____ 10/3/2015
Signature of Petitioner Date

Verification

I, Hernán Elias Morán, do swear and affirm under penalty of law that the statements contained in this affidavit are true. I further attest that this application for in forma pauperis status is not presented to harass or to cause unnecessary delay or needless increase in the costs of litigation.

I am the plaintiff in this action and know the content of the above Request to Proceed in Forma Pauperis. I verify that the answers I have given are true of my own knowledge, except as to those matters that are stated in it on my information and belief, and as to those matters I believe them to be true. I have read the perjury statute set out above and am aware of the penalties for giving any false information on this form.

 10/3/2015
Signature of Affiant Petitioner Date

Sworn to and subscribed before me this _____ day of _____, 20____.

Notary Public or Other Person Authorized to Administer Oaths

Please note that under O.C.G.A. §42-12-5 service of an affidavit in forma pauperis, including all attachments, shall be made upon the court and all named defendants. Failure by the prisoner to comply with this code section shall result in dismissal without prejudice of the prisoner's action.

IN THE

COURT OF
STATE OF GEORGIA

STATE OF GEORGIA

v.

INDICTMENT NO. 14B-D4840-2

HERNAN E/IAS MORAN

Defendant

§14-86 MOTION TO TRANSFER TO FEDERAL COURT

Now comes the Defendant in the above-styled case and Files this Motion to transfer to Federal court and shows to the Court as Follows:

Upon petition, a defendant's case may be transferred from state to federal court in certain limited civil rights situations. The federal statute authorizing such transfers is found in 28 U.S.C.A. §1443 and states the following:

Any of the following civil actions or criminal prosecutions, commenced in a state court may be removed by the defendant to the district court of the United States for the district and division embracing the place wherein it is pending:

(1) Against any person who is denied or cannot enforce in the courts of such state a right under any law providing for the equal civil rights of citizens of the United States, or of all persons within the jurisdiction thereof;

(2) For any act under color of authority derived from any law providing for equal rights, or for refusing to do any act on the ground that it would be inconsistent with such law.

In addition to a transfer to federal court under 28 U.S.C.A. §1443 as discussed above, the United States, any agency thereof, or any office (or any person acting under that office) has a right to have a civil or criminal case against him transferred to federal court for any act committed by such person under color of such office or on account of any right, title or authority claimed under any act of congress for the apprehension or punishment of criminals or the collection of the revenue.

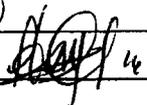
Defendant shows that the issuance of said warrant, the affidavit upon which said issuance was based, the execution of said warrant and the return to the issuing judge by the officers executing said warrant and the seizure itself was illegal and served to violate the rights of the defendant under the laws and Constitution of the State of Georgia and under the Constitution of the United States, and that any evidence obtained thereby should have been suppressed by the Court, as provided by Georgia Law.

Defendant specifically show that the search and seizure was illegal, in violation of his rights and unconstitutional for the following reasons:

- (1) 28 USCS § 1443 For Removal to Federal Court of Suits in which Equal Civil rights to Citizens Cannot be Enforce in State Court. STRAUDER V. WEST VIRGINIA (1880) 100 US 30: 10 OTTO 303, 25 L Ed 664.
- (2) 28 USCS § 1443 Permits Removal by defendants of State Court Cases, Civil or Criminal, to Federal Courts in either of two distinct, and conditions of both need not be satisfied to afford grounds for removal; 28 USCS § 1443(1) applies to grantees of Equal Rights under Equal Protection Clause and Equalitarian Statutes, and it imposes no requirements of showing "color authority" as require by another provision of removal statute 28 USCS § 1443(2).
- (3) Maladministration of Law, Ineffective Counsel Assistance

DEFENDANT PRAY this motion be granted by the Court And let this CASE MOVE FORWARD to highest Court.

Hernán Elias Morán
Plaintiff



DATE 10/3/2015

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

State of Georgia

Case# 14-B-04105-2

Vs.

HERNAN ELIAS MORAN

charges TRAFFICKING

D.O.B. 04/26/1974

S.S.#

MOTION TO CANCEL THIS CONTRACT

COME NOW HERNAN ELIAS MORAN on their own behalf in the above-styled motion, and moves this Honorable Court to Cancel this Contract; in accordance with the provisions of the (O.C.G.A. §42-6-1) etsc

I DO NOT ACCEPT THIS OFFER TO CONTRACT

and

I DO NOT CONSENT TO THESE PROCEEDINGS.

Without prejudice, U.C.C 1-308. This is another way to declare that I may not be held responsible for this Contract pursuant to the Uniform Commercial Code. This kills the CITATION; removes your CONSENT and removes the JURISDICTION of the Court, all at the same time.

The Federal Truth in Lending Act provides that any party to a CONTRACT may rescind his CONSENT,

CERTIFICATE OF SERVICE

I hereby certify service of this enclosed motion to the Clerk of Court with adequate amount of copies to be distributed to all involved parties.

This 10 Day of OCTOBER 2015


Signature

Sworn by me

this Day of 20 .

Notary Signature

My Commission Expire:

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

X

INDICTMENT NO. 14B-04840-2

V.

Hernan Blas MORAN

X

X

MOTION FOR RECALLING/CLEARING/MODIFYING A SENTENCE OR CHARGE

Now comes the Defendant in the above styled case and Files this his Motion to Recalling, Clearing, or Modifying a Sentence or Charge and Shows to the Court as Follows:

Defendant specifically shows that the search and seizure was illegal, in violation of his rights and unconstitutional for the following reasons:

The affidavit submitted to the issuing officer was improperly and illegally executed, Defendant shows that the issuance of said warrant, the affidavit upon which said issuance was based, the execution of said warrant and the return to the issuing judge by the officers executing said warrant and the seizure itself was illegal and served to violate the rights of the defendant under the laws and Constitution of the State of Georgia and under the Constitution of the United States, and that the information contained in the affidavit constitutes false swearing, that the affidavit is based solely on hearsay and is not corroborated by the affiant.

An indigent, like other defendant's, has a right to put forth a defense, effective assistance of counsel, due process and equal protection. This Court should "NOT" refuse an indigent defendant the right to present as complete and adequate a defense as is available to more prosperous defendant.

There can be no equal justices where the kind of trial a man gets depends on the amount of money he has. Griffin v. Illinois, 351 U.S. 12, 76 S. Ct. 585, 100 L. Ed. 891, 55 A.L.R. 2d 1055 (1956). It is the policy of this state to provide constitutional guarantees of the right to counsel and equal access to the courts to all its citizens, including adequate defense services for indigent persons accused of a crime. O.C.G.A. § 8-17-12-1 et seq; Uniform Superior Court Rule 29.

Without an expert in adequate defense Defendant will certainly be denied his basic constitutional rights.

DeFendant obtain an agreement/stipulation with the lawyer who denied effective assistance of counsel that he did in fact deny effective assistance of counsel through his silence and/or non-response. A mere public filing such as a "Motion" would also constitute the act of "charging your brother" as one did not give the lawyer an opportunity to cure which is an essential and necessary element of commercial law principles.

A private administrative process including a Notarial Protest is the correct procedure required to establish the stipulation/agreement that DeFendant has been denied due process rights in this case, the effective assistance of counsel.

Substantive rights are guaranteed only on the private side of this matter. Registered mailing applies to substantive rights.

Exculpatory evidence is that which would rebut the presumption of the plaintiff and support those of the defendants.

What does the law require the Watchman [in this case my Fiduciary/legal counsel] to do. Give notice of danger to anyone whom which the Watchman has knowledge of such danger [such as when presumptions need to be rebutted as to any issue/allegation].

In Scripture it says, if the Watchman does not warn the party that is in danger, who is at fault?

If the Watchman warns the party who is in danger and if the party who is in danger does not heed the warning then it would be the fault of the party that did not heed it. The defendants need to catch the court's mistake - which can be done even after a judgment has been delivered.

Despite my numerous requests for you to do (exculpatory evidence back me), and my ongoing statements to Counsel that there were documents that would exonerate the defendant/respondent on the unfounded and unproven allegations and charges and subsequent convictions based on, by own words, hunches, suspicions and half-truths that were not rebutted and so stand presumptively as agreement of the facts in this case between the parties"

[The lawyers from the beginning said, "there's no evidence here, just some hunches, suspicions and half-truths" on the part of the government - so the question is did the lawyers know what they were up against in this case? Absolutely! All there were hunches, suspicions and half-truths.] It has been confusing to me and puzzling as to how a person can be found guilty of a crime without any substantial evidence being brought by the prosecution/plaintiff.

Hernán Elias morán

1/2/2015

1/2/2015

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

Hernan Elias Moran,
Plaintiff

- vs -

Indictment Case No#
14B-4840-2

State of Georgia
Respondent(s)

MOTION FOR

PLAINTIFF COMPELLED THE STATE TO PRODUCE
STAMPED FILED CERTIFIED RECORDS OF THE GRAND
JURY MINUTES, GRAND JURY TRIAL TRANSCRIPT
AND CERTIFIED RECORDS FOR PLAINTIFF CASE
NO# 14-B-4840-2 TO PROVE THAT PLAINTIFF SAID
CASE APPEARED BEFORE A GRAND JURY ON SAID
DECEMBER 10TH, 2014.

I Plaintiff, Hernan, Elias Moran, being the plaintiff
in this said instant case and motion, and hereby filed this
his said motion for plaintiff compelled the state to
produce stamped filed certified records of the grand
jury minutes, grand jury trial transcripts and
certified records for plaintiff case NO# 14B-4840-2
to prove that plaintiff said case appeared before a
grand jury on said December 10th, 2014, and plaintiff
states the followings;

(1), Plaintiff states that Gwinnett County, Georgia that

(1)

the persons listed as members of the Grand Jury on page (3) three of the alleged indictment were not present and in session in Gwinnett County Superior Court on December 10, 2014 and did not returned the alleged indictment case No # 14B-4840-2 in open court on December 5th, 2014 as a True Bill.

(2), Plaintiff alleged indictment case No # 14B-4840-2 is a False document, illegally endorsed and illegally filed in the Clerks Office of Gwinnett County Superior Court, which constitutes Fraud and a Non Amendable Defect which appears on the face of the Record of this case. The foregoing facts confirm that the Respondent, District Attorney Daniel J. Porter, Judge Debra K Turner, and Lawrence Lewis being the Trial Counsel did not have legal authority to prosecute, convict, sentence and imprisonment this said Plaintiff Herman Elias Morar because this his said case was never presented in OPEN COURT to a legally qualified Grand Jury on December 10th, 2014, to ~~clarify~~ clarify this, there are no grand jury minutes and no grand jury trial transcripts and that the plaintiff indictment is void on its face. See case Reniger v. United States, 172 F. 646, (1909) and also See case, Sampson v. State 53 S.E. 332 (1906 reverse) and also See, ZUGAR v. State, 21 S.E. 2d 647 (194 reverse).

(3) There is a lack of subject matter jurisdiction, and

(2),

has been shown, and all judgments rendered against this plaintiff by judge Debra K. Turner on April 3rd 2015 when plaintiff was found guilty on Court one, Violation of the Georgia Control Substances Act Trafficking In Cocaine, O.C.G.A. title 16-13-31(A). This judgment must be set aside because the charge is illegal and void,

(4), Plaintiff contends that the Trial Court Erred in presenting a Color Indictment;

The Charging instrument has the appearance of a Special Presentment that never informed the Plaintiff of the nature of the Charges. In accordance to O.C.G.A. title 17-7-51 and Carmichael v. State, 188 S.E. 2d 495 (1972) A presentments treated as indictment entry upon minutes; All special presentments by the grand jury charging defendants with violation of the penal laws shall be treated as indictments. It shall not be necessary for the clerk of the court to enter the special presentments in full upon the minutes, but only the statement of the case and finding of the Grand Jury as in cases of indictments.

(5), It shall not be necessary for the district attorney Danny Porter to frame bills of indictment on the Special Presentments. But he may arraigned defendants upon Special Presentments and put them on trial in like manner as if the presentments were bill of indictment.

(3),

B). Plaintiff has never waived in writing an indictment by grand jury, nor was he ever informed the nature of the charges. See, Georgia Criminal Procedure O.C.G.A. title 17-7-70, in fact plaintiff indictment was framed off a Special Presentment to appear that it was actually an indictment. There are three charging instrument; Accusation, Indictment, Special Presentment, O.C.G.A. title 17-7-51 is required, Only the Statement of the case and finding of the Grand Jury. Plaintiff was never informed the nature of the charges. For there are no minutes, nor records and nor recording statement of the case No# 14B 4840-2, and finding of the Grand Jury which is the requirement. See, Gardner v. State, Ga. 203 (1871) if the facts do not appear on the minutes, the legal presumption is that these facts do not exist, and plaintiff request that the State district attorney Danny Porter produced the said Certified Records Request listed below herein and for the said indictment to be valid, said indictment must be presented in open court and "The Fact Recorded, that until this is done the accused Plaintiff is not indicted. See Renigar v. U.S., 172 Fed. 646 (4th Cir. 1909) and See, Simmons v. Commonwealth, 89 Va. 157, 15 S.E. 387 (1892) and also See Sampson v. State, 53 S.E. 332 (1906 reverse), and plaintiff request for the said listed Certified Records

(1). Certified Copies of the grand Jury trial transcripts on plaintiff case No# 14B-4840-2 before the grand jury for the term December 10, 2014 to case No# 14B-4840-2;

(2). Certified Copies of minutes in the form of material evidence, documents, tangible items, and testimony minutes of all witnesses who gave testimony minutes of all witnesses who might be in former for the state in reference to the above case, before the grand jury in plaintiff case No; 14B-4840-2 on December 10, 2014;

(3). Certified Copies of witnesses sworn testimony minutes before the grand jury for the term December 10, 2014 pertaining to case No# 14B-4840-2;

(4) Certified Copies of Superior Court judge's order to convene the December 10th, 2014 term grand jury for Gwinette County;

(5). Certified Copies of the Booking Minutes with any and all names, signatures, dates, time, and place pertaining to plaintiff case No# 14B-4840-2 before the grand jury on December 10, 2014;

(6). Certified Copies of all summons issued for witnesses to appear before the grand jury in case no: 14B-4840-2 being on the term December 10th, 2014; to give testimony.

(7) Certified Copies of minutes of bailiff being sworn before the grand jury in case No# 14-B-4840-2;

(8). Certified Copy of Plaintiff bill of indictment in -

(5).

- case No# 14B-4840-2 in December 10, 2014 for case before the grand jury.

GROUND 1

Plaintiff conviction and sentence was obtained by virtue of being found guilty in a staged jury trial to an invalid indictment that was never presented to the grand jury on December 10, 2014 is a violation of plaintiff fifth and "14th" fourteenth amendment substantive due process of law of his, plaintiff Human Civil Rights was violated willfully, knowingly and intentionally by the Respondent district attorney Daniel Porter.

SUPPORTING FACTS

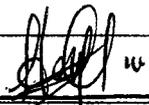
There are no minutes period nor no grand jury transcript of no records to factually establish that the said so-called indictment, case no# (14B-4840-2) in State v. Hernan Elias Moran was delivered in open court as required by law. It is elementary that the indictment must be returned in open court in order to enjoy the status of validity. See Case *Reiniger v. U.S.* 172 F. 646 (reverse 1909) and See case *Simmons v. Commonwealth*, 89 Va. 157, 15 S.E. 387 (decided in 1892). It has been held by courts in recent and past vintage, that the indictment of the Grand Jury and for the indictment to be valid, said indictment must be -

presented in open court and the fact recorded, that until this is done the plaintiff is not indicted. See Zuglar v. State 21 S. E. 647 (reverse in 1942)

CONCLUSION.

For all of the above and foregoing reasons Plaintiff respectfully asks this Court of Motion For New Trial to conduct a Full and Fair Hearing as to the merits of plaintiff claims. with the results Being that a conclusion that the acts as described by plaintiff has so occurred that the plaintiff be awarded his liberty and any other relief deemed suitable by the Court and to that end plaintiff makes that his prayer.

This 10 day of ~~SEPT~~ ~~BER~~, 2015

151 
Hemon Elias Moran
GDC# 1001533330

E-1-104 Top Bunk
Calhoun State Prison
P. O. Box 249
Morgan, Ga. 39866

To: Honorable Judge
Debra Turner.
From: Hernán E. Morán
CASE # 14-B-04105-20

3/2/2015

Your honor, First I want to salute, and one more time bother you trying to look for an answer or a reason why the authorities got me in here in the air in jail. I have read my discovery package and the only thing that I see against me is a person who said that I am the responsible for some drugs that the police found in a car different as mine. Your honor? - there is not evidence against me.

- ① the police said they have my cell phone, a phone that was in the floor of the car where I was with two more persons. a phone with Mexican language text messages, I am not Mexican!
- ② the police said I sold 9 oz. of drugs to the same person 2 weeks before this problem happen, where is the proof? two weeks ago I was in Miami with my grandma.
- ③ my name is not Tony!
- ④ in my arrest I don't have any drug, it wasn't in my hand
- ⑤ they said I tried to sell, sell what?
- ⑥ they search my car and me and everything was clear.
- ⑦ in the police report the first charge was Sale Manufactoring, possession cont substance 3530, later they changed for trafficking.
- ⑧ where is my fingerprint in the drugs?
- ⑨ where is the gun they said was in my car?
- ⑩ I don't see copy of the warrant in my Discovery package.
- ⑪ the police said they have a call with my voice! where is? I want to see all the evidence and finish this please!

I have family to support, this is only wasting time.
Mercy. I apologize your honor!

Your Honor : Here ARE SOME CASES worst than
MINE And HAS BEEN RESOLVED ON TIME by
those Attorneys. SOME CASES WORKING LIKE
Appoints by the Court. (not money)

SCOTT A. DRAKE
Manufacturing - Possession
intent to distribution
(5 YEARS PROBATION)

HEROIN POSSESSION &
IDENTITY FRAUD THIEF
(2 YEARS PROBATION)

2-FelonyS BEFORE - METH
POSSESSION 1 KILO AND 2 GUNS
(Bond out)

TREY HICKS III
METH - 1 KILO POSSESSION
to intent to distribution
(CHARGES DROPE)

25 Kilos METH - TRAFFICKING
CHARGES DROPE OR DISMISS

ARM ROBBERY AND BATTERY
FROM FELONY TO MISDEAMENOR
6-MONTH - TIME SERVE

The law should be the same for the foreign and citizen
all has to be Judge by the same rule.

I understand that the D.A don't want loose the prestige
that he have in each case, but in my case there are
some paragraph that I didn't commit.

Respecting you, please I want my case be reviewed. I don't
have any Manufacturing, not POSSESSION, not deliver, nothing
on me, nothing on my car. I don't let others Judge me
to be in the wrong place. Like said in my Discovery
Package, what about the BOSS? who order the Drugs?
Why the D.A only want Accused ME? There something
Behind all this? Why my name is mentioned several
times in the Discovery Package? Why the
the ownership of the car was

Why the D.A only want Accused ME? There something
Behind all this? Why my name is mentioned several
times in the Discovery Package? Why the
the ownership of the car was

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

14 B 04105-2Q
14W-15301-2

State of Georgia

Indictment # _____

Charges TRAFFICKING COCAINE

Vs.

D.O.B. 04/26/1974

S.S. # _____

HERNAN E. MORAN

Defendant

RICHARD ALEXANDER, CLERK

14 OCT 28 AM 11:28

FILED IN OFFICE
CLERK SUPERIOR COURT
GWINNETT COUNTY, GA.

MOTION TO SET NEW BOND

COMES NOW the defendant in the above-styled matter and HERNAN E. MORAN files this motion to set a new bond in said case, and for same states and shows:

1. That said defendant was scheduled to be and appear in said court, and that he/she was inadvertently advised or informed that his/her case had been settled, and that he/she failed to be and appear in court at the set time through no fault of his/her own.
2. Defendant has been arrested on bench warrant as issued in said matter, and now states that he/she can and will make a new bond in a reasonable sum if allowed to do so.
3. Defendant has appeared before this court this day, and explained the foregoing to the court.
4. The defendant will be and appear at court as ordered and directed to do so, and he/she is ready for trial.

WHEREFORE, the defendant prays that he/she be allowed to make a new bond in a reasonable amount.

This 27 Day of October, 2014.

Respectfully Submitted,



HERNAN E. MORAN

99514101

2900 University Parkway
Lawrenceville, Ga. 30043

CERTIFICATE OF SERVICE

I hereby certify service of the enclosed motion to the Clerk of Superior Court via U.S. Mail, with adequate amount of copies to be distributed by the Clerk's Office, to all involved parties.

~~This~~ 27 ~~day~~ of October, 2019.


Defendant - Pro Se

HERMAN E. MORAN

Print Name

99514101

I.D. Number

Gwinnett County Jail
2900 University Parkway
Lawrenceville, GA 30043

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

FILED IN OFFICE
CLERK SUPERIOR COURT
GWINNETT COUNTY, GA

14 DEC -3 AM 11:26

RICHARD ALEXANDER, CLERK

STATE OF GEORGIA

vs.

MORAN VASQUEZ HERNAN-ELIAS

:

:

:

Criminal #:

*** 14-B-4105-29

Warrant(s): 14w15301

ORDER

The Court having considered defendant's motion for bond, and the matter having regularly come before the Court, and after having heard evidence and argument of counsel, it is hereby ordered that the defendant's motion is DENIED.

The Court finds that the defendant is a risk to reoffend, a risk to flee the jurisdiction of the court, and a risk to intimidate witnesses.

SO ORDERED, this 2 day of December, 2014.



Honorable Debra K. Turner
Judge, Gwinnett Superior Court

IN THE SUPERIOR COURT FOR THE COUNTY OF GWINNETT

FILED IN GWINNETT COUNTY
CLERK SUPERIOR COURT

STATE OF GEORGIA

2014 DEC 16 AM 11:54

STATE OF GEORGIA,

CRIMINAL NO. 14-B-04105-2Q

RICHARD ALLAMBERG, CLERK

VS.

MORAN VASQUEZ HERNAN-ELIAS,

Defendant.

ORDER DENYING DEFENDANT'S MOTION TO INDICT OR DISMISS

The Defendant filed a *Motion To Indict or Dismiss* on December 10, 2014. Upon review of the file and consideration of this Motion, the Court hereby **DENIES** same. In addition, the Court notes that the Defendant is represented by counsel; therefore, all future pleadings and communications with the Court should be filed by counsel.

SO ORDERED, this 15 day of December, 2014.



DEBRA K. TURNER, Judge
Gwinnett County Superior Court

cc: parties and/or counsel of record

Hernan-Elias, Moran
9951401
290 University Pkwy
Law, Ga 30033

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

State of Georgia

Vs.

Hernán E. Moran
Defendant

Warrant # 14-B-04105-20
Charges TRAFFICKING
COCAINE
D.O.B. 04-26-1974
S.S. # _____

RICHARD ALEXANDER, CLERK
14 DEC 10 AM 10:12
CLERK SUPERIOR COURT
GWINNETT COUNTY

MOTION TO INDICT OR DISMISS

COMES NOW Hernán E. Moran, the Defendant, and files this instant motion.

Pursuant to Georgia Law, the defendant, in custody more than 45 days, is entitled to be Indicted or Released within 30 days of this motion filing.

This 26 Day of NOVEMBER, 2014.

Defendant's Attorney

Lawrence Lewis

Respectfully Submitted,

Hernán E. Moran


99514101
2900 University Parkway
Lawrenceville, Ga. 30043

CERTIFICATE OF SERVICE

I hereby certify service of the enclosed motion to the Clerk of Superior Court, via U.S. Mail, with adequate amount of copies to be distributed by the Clerk's Office, to all involved parties.

This 26 day of NOVEMBER, 2014.

Defendant – Pro Se

HORNAN E. MORAN

Print Name

99514101

I.D. Number

Gwinnett County Jail
2900 University Parkway
Lawrenceville, GA. 30043

100: Superior Clerk of Courts
FROM: HERNAN E. MORAN.
CASE # 14-B-09105-20

12/16/2014

By the Present I want to inform that Me and my Family has Decided to Request the Clerk of Courts Change the Actual Public Defender who has been Represent ME, WE Understand that MR. Lawrence Lewis has not given Any help to my CASE And Any human Help How WE Expected. Hoping this situation don't CAUSE Any Delete And Any INCONVENIENCE, in OUR CASE. WAITING the Best ANSWER.

Sincerely,

Hernan E. Moran


RICHARD ALEXANDER, CLERK

14 DEC 19 PM 3:49

FILED IN OFFICE
CLERK SUPERIOR COURT
GWINNETT COUNTY

SOLICITUD PARA NOMBRAMIENTO DE ABOGADO Y DECLARACION DE RECURSOS FINANCIEROS **DISTRITO JUDICIAL DE GWINNETT**

Nombre: HERNAN ELIAS MORAN Fecha actual: 12/16/2014

Dirección: Cárcel de Gwinnett: PWC:
2900 UNIVERSITY PKWY, LAWRENCEVILLE, GA 30043

Ciudad: LAWRENCEVILLE Estado: GA Teléfono donde se le puede llamar durante el día: _____

Teléfono donde se le puede llamar después del trabajo (en la noche): _____ # de seguro social: _____ Fecha de nacimiento: 04/26/1974

Indique el (o los) delitos contra usted en Gwinnett: Si sabe, escriba el número de citación, de la orden, o de acusación:

Delitos	# del caso	Delitos	# del caso
<u>TRAFFICKING</u>	<u>14-B-04105-20</u>	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

FILED IN OFFICE OF CLERK SUPERIOR COURT GWINNETT COUNTY GEORGIA
 DECEMBER 19 4 31 PM 2014
 MICHAEL ALEXANDER, CLERK

Estoy en la cárcel de Gwinnett PWC Estoy en libertad con fianza Fecha de arresto: 9/16/2014

El tribunal donde están los cargos pendientes más recientes: Tribunal Superior – graves Tribunal Estatal – menores
 Tribunal Municipal (Magistrado) por órdenes Tránsito – citaciones de tráfico Revocaciones de probatoria solamente

No se me ha nombrado un abogado para que me represente
 He solicitado antes un abogado de oficio o nombrado por el tribunal por estas ofensas
 Estoy pidiendo que se reemplace a mi abogado nombrado abogado contratado,
LAWRENCE LEWIS por las siguientes razones: (Agregue más hojas si necesita):

(Nombre del abogado)
Proceso MALICIOSO, todos sus ARGUMENTOS SON en mi CONTRA, NO ME DEFENDIO FRENTE AL FISCAL DURANTE LA PRIMERA CORTE DE FIANZA. CREO es INJUSTICIA.

Deseo que el tribunal me conceda un abogado para que me defienda en contra de los cargos en contra mia arriba indicados. Estoy proveyendo la información en esta declaración para permitirle al tribunal determinar si califico para un abogado nombrado por el tribunal, quién será pagado por el condado de Gwinnett.

Empleo: _____ Estoy desempleado He estado sin empleo desde (fecha): 9/16/2014

Mi empleador es (compañía): Signs brokers # de teléfono: 509-539-7995

El pago neto que recibo es \$ 4,000 semanal quincenal mensual otros como se indica abajo:

Fuentes de ingresos	<input type="checkbox"/> Asistencia social \$ _____	<input type="checkbox"/> Desempleo \$ _____	<input type="checkbox"/> Incapacidad \$ _____
	<input type="checkbox"/> Retiro \$ _____	<input type="checkbox"/> Pago para sosten de los niños \$ _____	<input type="checkbox"/> Otros, \$ _____

Soy casado(a). Mi esposo(a) recibe de pago \$ 280 semanal quincenal mensual otros

Yo tengo 2 niños menores viviendo en la casa. Sus edades son: 14 y 9

de otras personas que viven en la casa _____. Ellos no son familiares míos; son familiares míos. El salario que llevan mis familiares quienes viven en la casa es de \$ _____ semanal quincenal mensual otro:

Soy dueño de los siguientes bienes y propiedades: (Responda cada pregunta)

Casa/terreno <input type="checkbox"/> si <input type="checkbox"/> no Si responde si, el valor es \$ _____ Y yo debo \$ _____ Valor neto \$ _____	Vehículos <input type="checkbox"/> si <input type="checkbox"/> no Si responde si, sus valores \$ _____ Y yo debo \$ _____ Valor neto \$ _____	Botes <input type="checkbox"/> si <input type="checkbox"/> no Si responde si, sus valores \$ _____ Y yo debo \$ _____ Valor neto \$ _____	Cuentas de cheques/de ahorros <input type="checkbox"/> si <input type="checkbox"/> no. Si responde si, el total del saldo es \$ _____
---	--	--	---

Soy dueño de estas otras propiedad y bienes, tales como antigüedades, joyas, monedas de valor, colecciones, acciones, bonos, etc. El valor es:

Enumere las cantidades que deba por gastos no esperados o extraordinarios, pago para sostenimiento de los niños y/o cualquier otros gastos médicos.

Yo he tratado no he tratado de contratar un abogado Yo puedo pagar \$ 1,000 para mi defensa legal.

Yo entiendo y estoy de acuerdo de que sea convicto o absuelto, el condado de Gwinnett puede requerir reembolso por los honorarios pagados al abogado por mi defensa, y si yo puedo, o si el tribunal determina, de que yo puedo reembolsar al condado. Yo he leído, o me han leído, las preguntas o las declaraciones arriba mencionadas. Yo juro de que las respuestas que he dado son ciertas y correctas. Yo también entiendo de que una respuesta falsa a cualquiera de las preguntas, pueden resultar en que se me levanten cargos de un delito por hacer tal declaración o declaraciones falsas.

Firma del solicitante: [Signature]

ORDEN DEL JUEZ (ORDER OF THE COURT)

Having considered the above application for appointment of counsel & affidavit of financial resources, I find that the defendant:
 Habiendo tomado en cuenta la solicitud arriba indicada para nombramiento de un abogado, y declaración de los recursos financieros, Yo he decidido de que el acusado

- is is not indigent by the guidelines of the Indigent Defense Counsel of Georgia & appropriate court rules
- es indigente no es indigente de acuerdo a los reglamentos de Abogados para Defensa de los Indigentes de Georgia y los reglamentos apropiados del tribunal
- is is not entitled to have appointed counsel on his or her behalf
- tiene derecho no tiene derecho para que se le nombre un abogado

So ordered, this _____ day of _____ 20____ Judge, Superior State Magistrate Court

Ordenado el _____ de _____ de 20____ Juez Superior Estatal Municipal (Magistrado)

40

IN THE SUPERIOR COURT FOR THE COUNTY OF GWINNETT

STATE OF GEORGIA

STATE OF GEORGIA,

VS.

MORAN VASQUEZ HERNANELIAS,
a/k/a HERAN GLIASMORAN,

Defendant.

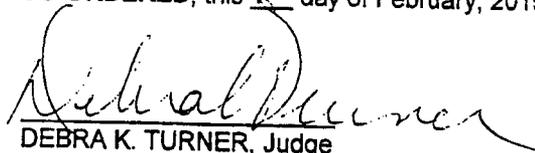
CRIMINAL ACTION
FILE #: 14-B-04105-2Q

FILED
CLERK SUPERIOR COURT
GWINNETT COUNTY
2015 FEB 13 PM 3:21
RICHARD J. ... CLERK

ORDER SEALING RECORDS

On January 9, 2015, the Defendant forwarded a letter to the Court expressing concern regarding the representation provided by his counsel of record, Lawrence Lewis, and he also provided multiple letters that he had received from Mr. Lewis. Any issues regarding the representation provided by Mr. Lewis were resolved at the time of arraignment in Criminal Action File NO. 14-B-4840-2. The Court has determined that the letters from Mr. Lewis to the Defendant should not be a matter of public record at this time; therefore, the Defendant's January 9, 2015, letter to the Court and all attachments thereto are hereby sealed until this Court orders otherwise.

SO ORDERED, this 12th day of February, 2015.


DEBRA K. TURNER, Judge
Gwinnett County Superior Court

cc: parties and/or counsel of record

To: Clerk of Court

03/06/2015

From: HERNAN E. MORAN
CASE# 14-B-04105-20

To Whom May Concern, I WAS SENTENCED,
BY A JURY IN A TRAFFICKING CASE WHERE A UNUSUAL
SENTENCE OVER AFFECTED ME, I DON'T HAVE CRIMINAL RECORD
AND ALL THE RESPONSIBILITY WAS OVER ME IN A CASE WHERE
4 PERSON WERE ARRESTED. I THINK MY SENTENCE WAS
ABUSIVE AND DENIGRANT AT KNOWLEDGE OF MY EX ATTORNEY.
PLEASE I NEED BE REVISED AND BE CONSIENT THAT I DON'T
HAD ANY DRUG POSSESSION AT THE MOMENT I WAS ARRESTED.
ALSO PLEASE, I NEED MORE INFO ABOUT MY SENTENCE,
CAUSE THEY ONLY SAID 25 YEARS.
PLEASE I NEED MY SENTENCE COPY, MY CASE SUMMARY,
AND THE TIME THAT I HAVE FOR APPEAL.

THANKS.

Hernan E. Moran

RICHARD ALEXANDER, CLERK

15 APR -8 AM 10:12

FILED IN OFFICE
CLERK SUPERIOR COURT
SMITH COUNTY

APPLICATION FOR APPOINTED COUNSEL & AFFIDAVIT OF FINANCIAL RESOURCES

GWINNETT JUDICIAL CIRCUIT

Name HERNAN ELIAS MORAN

Today's date: 5/5/2015

Address: Gwinnett Jail; PWC;

City LAWRENCEVILLE

State GA

Telephone day 509-539-7995

Telephone night

Social Security #

DOB 04/26/1974

Offense(s)	Case #	Offense(s)
<u>TRAFFICKING</u>	<u>14B-04105-2</u>	

FILED IN OFFICE OF CLERK SUPERIOR COURT GWINNETT COUNTY, GA
 2015 MAY 4 AM 10:07
 MICHAEL ALEXANDER, CLERK

I am in the Gwinnett jail PWC.

I am released on bond.

Arrest date: 9/16/2014

The court in which the most current charges are pending: Superior Ct. - felony State Ct. - misdemeanor Magistrate Ct. -- warrants Recorder's - traffic tickets. Probation Revocation only

No attorney has been appointed to represent me.
 I have applied for appointed counsel before on these offense(s).
 I am seeking a replacement of my appointed retained attorney

for the following reasons: (Attach additional sheets, as necessary):
Please if could be possible, I know I can't be demanding, but I want choose between those. (PAMELA BRITT)(SCOTT DRAKE)(ROBERT GREENWALD)

I want the court to provide me with an attorney to defend me against the above charges. I am providing the information in this affidavit to permit the court to determine if I qualify for a court appointed attorney, who would be paid by Gwinnett County.

Employment I am unemployed. I have been unemployed since (date): 9/16/2014

My employer is Signs Brokes.

Telephone #:

My take home pay is \$ _____ per week 2 weeks month other, as follows:

Sources of Income	<input type="checkbox"/> welfare, \$ _____	<input type="checkbox"/> unemployment, \$ _____	<input type="checkbox"/> disability, \$ _____
	<input type="checkbox"/> retirement, \$ _____	<input type="checkbox"/> child support, \$ _____	<input type="checkbox"/> other, \$ _____

I'm married. My spouse's take home pay is \$ 300 per week 2 weeks month other:

I have 2 minor children living in my home. They are ages: 9-14

____ (#) other persons live in my home. They are not related to me; are related to me. The take home pay of relatives living in my home is \$ _____ per week 2 weeks month other:

I own the following assets & property: (Answer EACH question).

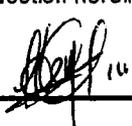
Home/land <input type="checkbox"/> yes <input type="checkbox"/> no. If yes, the value is \$ & I owe \$ net value \$	Motor vehicles <input type="checkbox"/> yes <input type="checkbox"/> no. If yes, their value is \$ & I owe \$ net value \$	Boats <input type="checkbox"/> yes <input type="checkbox"/> no If yes, their value is \$ & I owe \$ net value \$	Checking/Savings accounts <input type="checkbox"/> yes <input type="checkbox"/> no. If yes, the total of all balances is \$
---	--	--	---

I own these other assets & properties, such as antiques, jewelry, coins, collectibles, stocks, bonds, etc.. Their value is:

List the amounts you owe for any extraordinary or unusual living expenses, child support payments and/or medical expenses.

I have have not tried to hire an attorney. I can pay \$ 1,000.00 for my legal defense.

I understand and agree that whether I am convicted or acquitted, Gwinnett County may seek reimbursement for attorney's fees paid on my behalf, if I am able, or if a court determines that I am able to reimburse the county. I have read, or had read to me, the above questions and statements. I swear that the answers I have given are true and correct. I also understand that a false answer to any question herein may result in my being charged with a crime for making such false statement(s).

Signature of Applicant: 

ORDER OF THE COURT

Having considered the above application for appointment of counsel & affidavit of financial resources, I find that the defendant

is is not indigent by the guidelines of the Indigent Defense Counsel of Georgia & appropriate court rules;

is is not entitled to have appointed counsel on his/her behalf.

So ordered, this _____ day of _____, 20____. _____
Judge, Superior State Magistrate Court.

IN THE SUPERIOR COURT FOR THE COUNTY OF GWINNETT
STATE OF GEORGIA

STATE OF GEORGIA

VS.

HERNAN ELLIAS MORAN

Defendant

CRIMINAL ACTION NO.
14B-09105-

FILED IN OFFICE
CLERK SUPERIOR COURT
GWINNETT COUNTY, GA
15 MAY 28 PM 8:27
RICHARD A. COX, CLERK

MOTION TO AUTHORIZE DEFENDANT TO HAVE EXTENDED ACCESS TO
THE LAW LIBRARY

Now comes the Defendant in the above styled case and Files this his Motion to authorize the defendant to have extended access to the Law Library and shows to the Court as Follows:

1. Defendant herein, Gwinnett County, is charged in the above indictment with TRAFFICKING.
2. This defendant has a Court date coming up, and needs access to the Law Library;

WHEREFORE, Defendant prays:

(a) That this Court inquire into this matter and issue its Order to authorize defendant to have extended access to the law library but must do so in accordance with the procedures in place at the Gwinnett County Detention Center.

CERTIFICATE OF SERVICE

I hereby certify service of the enclosed motion to the Clerk of Superior Court via U.S. Mail, with adequate amount of copies to be distributed by the Clerk's Office, to all involved parties.

This 25 day of MAY 2015.


Defendant - Pro Se

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

CASE NO: 14-B-04105-2

STATE OF GEORGIA

vs. Hernan Elias Moran

Defendant

MOTION FOR PRISONER'S PETITION FOR POSTCONVICTION RELIEF

was reversed on the ground that suppression of the evidence by the prosecution denied petitioner due process of law, and by which the case is remanded for a retrial on the question of punishment, not the question of guilt.

Comes Defendant, and Files this Petition and shows to the Court the following:

FILED IN OFFICE
OF THE CLERK
OF THE SUPERIOR COURT
GWINNETT COUNTY, GA
15 JAN 10 10:32 AM
RICHARD ALEXANDER, CLERK

The suppression or withholding by the State of material evidence exculpatory to an accused is a violation of due process" Without citing the United States Constitution, the only party aggrieved by this portion of the judgment, could even bring the issue here if it desired to do so. See New York City v Central Sav. Bank, 306 US 661, 83 L ed 1058, 59 S Ct 590; Minnesota v National Tea Co. 309 US 551, 84 L ed 920, 60 S Ct 676. But in any event, there is no cross-petition by the state, nor has it challenged the correctness of the ruling below that a new trial on punishment was called for by the requirements of due process. Therefore, the Court should not reach the due process question which it decides. It certainly is not the case, as it may be suggested, that without it we would have only a state law question, for assuming the Court below was correct in finding a violation of petitioner's rights in the suppression of evidence, the Federal question he wants decided here still remains, namely, whether denying him a new trial on guilt as well as punishment deprives him of equal protection.

There is thus a Federal question to deal with in this Court, cf. Bell v Hood, 327 US 678, 90 L ed 939, 66 S Ct 773, 13 ALR 2d 383,

[373 US 92]

Wholly aside from the due process question involving the suppression of evidence.

The majority opinion makes this unmistakably clear. It is the court, not the jury, that passes on the "admissibility of evidence" pertinent to "the issue of the innocence or guilt of the accused. Giles v. State, 229 Md 370, 183 A2d 359, Supra.

Statement as a ruling on the admissibility of the confession on the issue of innocence or guilt. A sporting theory of justice might assume that if the suppressed confession had been used at the first trial, the judge's ruling that it was not admissible on the issue of innocence or guilt might have been flouted by the jury just as it might have been done if the court had first admitted a confession.

§1985. Conspiracy to interfere with civil rights

If two or more persons in any State or Territory conspire to deter, by force, intimidation, or threat, any party or witness in any court of the United States from attending such court, or from testifying to any matter pending therein, freely, fully, and truthfully, or to injure such party or witness in his person or property or account of his having so attended or testified, or to influence the verdict, presentment, or indictment of any grand or petit juror in any such court, or if two or more persons conspire for the purpose of impeding, hindering, obstructing, or defeating, in any manner, the due course of justice in any State, with intent to deny to any citizen the equal protection of the laws, or attempting to enforce, the right of any person, or class of persons, to the equal protection of the laws:

The Superior Courts Sentence Review Panel shall be in continuous session and shall meet at such times as may be necessary to dispose of all cases within 90 days after they are ripe for consideration.

A case shall be considered ripe for consideration if the 15 days for submission of written argument have elapsed and all documents pertinent to the review of the case have been received. (284 Ga. 136)

(Emphasis supplied.) See Panel Rules, Rule 39. See *Allen v. Thomas*, 225 Ga. 650, 652 (171 S.E. 2d 132) (1969). See also *Bracy v. Gramley*, 520 U.S. 899, 909 (117 S. Ct. 1793, 138 L. Ed. 2d 97) (1997).

The State has a constitutional obligation to preserve evidence that might be expected to play a significant role in a suspect's defense. Accordingly, the prosecution may be penalized if it loses or destroys evidence that could potentially have been helpful to the defense only if the defense shows that the evidence was material and that the state acted in bad faith in failing to preserve it. To be material, the evidence must have had an apparent exculpatory value before it was lost, and be of such a nature that the defendant cannot obtain comparable evidence by other reasonable means: A VIDEO RECORDED BY THE STATE PATROL UNIT AND THE TWO CO-DEFENDANTS LEFT OUT THE FIRST TRIAL REPRESENT THE MOST IMPORTANT KEY EVIDENCE FOR DEFENDANT DEFENSE.

WHEREFORE, DEFENDANT PRAYS
MOVES THIS COURT TO SCHEDULE
A HEARING DATE TO INQUIRE
INTO THIS MATTER AND GRANT
HIM RELIEF OF THE STATE
OF GEORGIA.

RICHARD ALEXANDER, CLERK

15 JUN 15 AM 10:32

FILED IN OFFICE
CLERK SUPERIOR COURT
GWINNETT COUNTY, GA

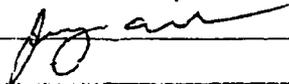
RULE NTST

THE ABOVE MOTION HAVING BEEN READ
AND CONSIDERED LET THE SAME BE FILED
AND SERVED PURSUANT TO LAW AND LET
THE GWINNETT COUNTY DISTRICT
ATTORNEY'S OFFICE SHOW CAUSE BEFORE
ME AT _____ O'CLOCK _____ ON THE

DAY OF _____, 2015 WHY SAID MOTION SHOULD NOT BE
GRANTED.

THIS _____ DAY OF _____ 2015.



12 June, 2015


IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

*
MORAN VASQUEZ HERNANDEZ *
PETITIONER *
✓ * CASE NO 14-B-04105-29
STATE OF GEORGIA *
Respondent *

MOTION TO AMEND

Comes Now the Petitioner
who is PRO SE on record and moves that
this COURT allow the above named
Petitioner to Amend Additional Grounds
in this motion. AND WHEREFORE the Petitioner
Prays that this motion be granted without
Prejudice

Ground One (1) EQUAL PROTECTION VIOLATION
THE PETITIONER contends that he was in fact
denied the right under the EQUAL PROTECTION
CLAUSE OF THE FOURTEENTH AMENDMENT by imposing
MORE AND SEVERE PUNISHMENT ON THE PETITIONER
than all others charged with like offenses
MORE V MISSOURI 159. U.S. 673 16. S.CT. 179
40 L. ED 301 (1895) Hudson v Vermont
168 U.S. 262 18 S.CT. 80. 42 L. ED 461
(1897) THE PETITIONER SENTENCE WAS IN FACT
WAY GREATER than all other defendant's charged
with the exact same offense

Ground Two (2) ILLEGAL SEARCH AND SEIZURE THE TRIAL COURT DID IN FACT ERROR IN SENTENCING THE PETITIONER ON THIS GROUND OF ILLEGAL SEARCH AND SEIZURE IN WHICH THE FOURTH AMENDMENT STATES THAT PEOPLE SHALL BE SECURE IN THEIR PERSONS HOUSES PAPERS AND EFFECTS AGAINST UNREASONABLE SEARCHES AND SEIZURES AND THIS CONSTITUTIONAL PROTECTION HAS BEEN HELD TO EXTEND TO PEOPLE HOUSES AUTOMOBILES ETC Gambro v United States 275 U.S. 310 U.S. S. CT 137, 72 L. Ed. 293 (1927) THE PETITIONER CONTENDS THAT THE STATE DID NOT PROVE THAT THE CELL PHONE TAKEN FROM THE VEHICLE OF THE PETITIONER WAS IN FACT THE PETITIONER

Ground Three (3) VINDICTIVENESS SENTENCING THE FACT THAT THE PETITIONER WOULD NOT ACCEPT AN OFFER FROM THE STATE BECAUSE OF THE INADVERTENT THE PETITIONER IS HEREBY CLAIMING CONTENDS THAT THE TRIAL COURT IMPOSED AN VINDICTIVE SENTENCE ONLY BECAUSE THE PETITIONER ELECTED TO GO TO TRIAL WHEN THE PETITIONER STATE IN THE COURT THAT BLACKS AND HISPANIC ARE TREATED UNFAIRLY HE WAS IN FACT REMOVED FROM THE COURTROOM FOR ABOUT ONE (1) HOUR North Carolina v Pearce 395 U.S. 711, 723 89 S. CT 2072 23 L. Ed. 2d 656 (1969) TAYLOR v STATE 181 RA APP 199, 201, 351 S.W. 2D 722 (1961)

CONCLUSION OF LAW

All things said is And ARE to be TRUE in
the best of knowledge of the Petitioner
the evidence in this instant case is, in FACT
so Overwhelming in FAVOR of the Petitioner that
It's Unquestionable And Wherefore Justice could
not be best served in the eyes of the Public
Nor the Petitioner if these Amended Grounds
is not considered

Respectfully Submitted
MORAN, VASQUEZ, HERNANDEZ-ELIAS
100/533330 E-1-104 B
CALHOUN STATE PRISON
P.O. BOX 249
MORGAN, GA, 39866
BY RRO SE

Certificate of Service

I do hereby And Certify this day the
foregoing Pleading, Plead to by filing the same
with Postage Affix, by placing a copy thereof
in the United States Mail Priority Addressed
upon the Honorable District Attorney Office
Gwinnett Justice And Administration Center
75 Lanley Dr. Lawrenceville, GA 30044

This 3rd Day of AUGUST 2015

THIS FORM IS TO BE COMPLETED ONLY BY AN AUTHORIZED INDIVIDUAL AT THE INSTITUTION WHERE THE INMATE PLAINTIFF IS PRESENTLY INCARCERATED, OR HIS / HER DESIGNEE.

CERTIFICATION

I hereby certify that the Plaintiff herein, Hernan - Elias, Moran
has an average monthly balance for the last twelve ~~(12)~~ months of \$ 216.83 on
account at the GWINNETT COUNTY 10 months
DETENTION CENTER

_____ institution where confined. (If not
confined for a full twelve ~~(12)~~ months, specify the number of months confined. Then compute
average monthly balance on that number of months.) 10 months

I further certify that Plaintiff likewise has the following securities according to the records of
said _____
institution: GWINNETT COUNTY
DETENTION CENTER

Cherapeta Juniorsca
Authorized Officer of Institution

10/01/15
Date

**NOTE: Please attach a copy of the prisoner's inmate
account of the last 12 months, or the period of
incarceration (whichever is less).**

Account Activity Ledger

From: 10/01/2014 To: 07/30/2015

Comment	Trx Date	Time	Batch /Inv #	Trx #	Trx Type Invoice	Deposit	Withdrawal	Balance Forward
ID 99514101	Name HERNAN-ELIAS, MORAN			Block ADM		Previous Balance		25.96
SmartDep. amada mart	10/04/2014	20:30	B#221462	988372	D	100.00		125.96
Sales Transaction	10/06/2014	12:42	I#225982		I	87.15		38.81
Sales Transaction	10/13/2014	12:45	I#227397		I	36.92		1.89
SmartDep. amada mart	10/19/2014	08:02	B#224125	1000212	D	40.00		41.89
Sales Transaction	10/20/2014	12:45	I#228282		I	33.69		8.20
SmartDep. amada mart	10/25/2014	20:32	B#225376	1006184	D	60.00		68.20
Sales Transaction	10/27/2014	12:47	I#229723		I	55.48		12.72
Kiosk dep. NICOLE	10/27/2014	19:19	B#225923	1008640	D	97.25		109.97
Sales Transaction	11/03/2014	12:43	I#231361		I	58.02		51.95
Sales Transaction	11/10/2014	12:40	I#233327		I	51.62		0.33
SmartDep. amada mart	11/15/2014	21:05	B#229431	1024646	D	50.00		50.33
Sales Transaction	11/17/2014	12:36	I#234629		I	49.50		0.83
SmartDep. amada mart	11/22/2014	20:35	B#230751	1030920	D	70.00		70.83
Sales Transaction	11/24/2014	12:40	I#236105		I	60.64		10.19
SmartDep. amada mart	11/29/2014	20:36	B#232065	1036408	D	60.00		70.19
Sales Transaction	12/01/2014	12:45	I#236724		I	59.70		10.49
SmartDep. amada mart	12/06/2014	23:07	B#233448	1042392	D	50.00		60.49
Sales Transaction	12/08/2014	12:42	I#238626		I	60.31		0.18
SmartDep. amada mart	12/13/2014	19:52	B#234619	1048064	D	70.00		70.18
Sales Transaction	12/15/2014	12:40	I#239274		I	70.13		0.05
SmartDep. amada mart	12/20/2014	21:38	B#235896	1053938	D	60.00		60.05
Sales Transaction	12/22/2014	12:36	I#240624		I	59.29		0.76
SmartDep. amada mart	12/27/2014	20:09	B#237249	1059224	D	50.00		50.76
Sales Transaction	12/29/2014	12:38	I#242595		I	50.05		0.71
SmartDep. amada mart	01/03/2015	18:39	B#238253	1064054	D	60.00		60.71
Sales Transaction	01/05/2015	12:53	I#243437		I	60.60		0.11
SmartDep. amada mart	01/10/2015	22:10	B#239547	1070158	D	50.00		50.11
Sales Transaction	01/12/2015	12:51	I#244259		I	49.69		0.42
SmartDep. amada mart	01/17/2015	20:41	B#240648	1075678	D	50.00		50.42
Sales Transaction	01/19/2015	12:38	I#245549		I	50.32		0.10
SmartDep. amada mart	01/24/2015	20:41	B#241773	1081250	D	30.00		30.10
Sales Transaction	01/26/2015	12:45	I#246771		I	29.85		0.25
SmartDep. amada mart	01/31/2015	20:56	B#243102	1087244	D	40.00		40.25
Sales Transaction	02/02/2015	13:04	I#248360		I	39.87		0.38
SmartDep. amada mart	02/08/2015	07:56	B#244536	1093990	D	60.00		60.38
Sales Transaction	02/09/2015	12:37	I#249364		I	59.83		0.55
SmartDep. amada mart	02/14/2015	21:42	B#245881	1099950	D	50.00		50.55
Sales Transaction	02/16/2015	12:50	I#251626		I	50.51		0.04
SmartDep. amada mart	02/21/2015	20:33	B#247064	1105578	D	60.00		60.04
Sales Transaction	02/23/2015	12:47	I#252005		I	59.67		0.37
SmartDep. amada mart	02/28/2015	20:08	B#248214	1111506	D	50.00		50.37
Sales Transaction	03/02/2015	12:53	I#253649		I	50.04		0.33
SmartDep. amada mart	03/08/2015	10:09	B#249760	1118258	D	60.00		60.33
Sales Transaction	03/09/2015	12:50	I#254912		I	58.54		1.79
SmartDep. amada mart	03/14/2015	18:24	B#251083	1124168	D	60.00		61.79
Sales Transaction	03/16/2015	12:55	I#256324		I	60.76		1.03

Account Activity Ledger

From: 10/01/2014 To: 07/30/2015

Comment	Trx Date	Time	Batch /Inv #	Trx #	Trx Type Invoice	Deposit	Withdrawal	Balance Forward
ID 99514101	Name	HERNAN-ELIAS, MORAN	Block	ADM		Previous Balance		1.03
SmartDep. amada mart	03/21/2015	22:40	B#252477	1130540	D	50.00		51.03
Sales Transaction	03/23/2015	13:06	I#257889		I	50.82		0.21
SmartDep. amada mart	03/28/2015	21:42	B#253850	1136502	D	50.00		50.21
Sales Transaction	03/30/2015	12:48	I#258939		I	50.16		0.05
SmartDep. amada mart	04/05/2015	16:42	B#255442	1143478	D	50.00		50.05
Sales Transaction	04/06/2015	12:55	I#260491		I	49.72		0.33
SmartDep. amada mart	04/11/2015	21:28	B#256578	1148614	D	50.00		50.33
Sales Transaction	04/13/2015	12:55	I#261972		I	48.22		2.11
SmartDep. amada mart	04/19/2015	09:41	B#258018	1155006	D	50.00		52.11
Sales Transaction	04/20/2015	13:00	I#262937		I	51.91		0.20
SmartDep. amada mart	04/25/2015	20:11	B#259373	1160604	D	50.00		50.20
Sales Transaction	04/27/2015	12:46	I#264405		I	50.17		0.03
SmartDep. amada mart	05/02/2015	19:27	B#260778	1166296	D	60.00		60.03
Sales Transaction	05/04/2015	12:36	I#265940		I	57.87		2.16
SmartDep. amada mart	05/09/2015	21:13	B#262310	1172240	D	70.00		72.16
Sales Transaction	05/11/2015	12:50	I#266840		I	72.09		0.07
SmartDep. amada mart	05/16/2015	20:13	B#263778	1178354	D	60.00		60.07
Sales Transaction	05/18/2015	12:48	I#268229		I	59.86		0.21
Sales Transaction	05/20/2015	08:16	I#269261		C	-0.80		1.01
SmartDep. amada mart	05/23/2015	22:44	B#265209	1184150	D	60.00		61.01
Sales Transaction	05/25/2015	12:41	I#269667		I	60.90		0.11
SmartDep. amada mart	05/30/2015	21:00	B#266541	1189586	D	70.00		70.11
Sales Transaction	06/01/2015	12:54	I#271137		I	69.57		0.54
SmartDep. amada mart	06/06/2015	21:35	B#267946	1195504	D	60.00		60.54
Sales Transaction	06/08/2015	12:50	I#272866		I	60.34		0.20
SmartDep. amada mart	06/14/2015	09:47	B#269467	1201578	D	60.00		60.20
Sales Transaction	06/15/2015	18:48	I#273448		I	60.14		0.06
SmartDep. amada mart	06/20/2015	20:36	B#270793	1207090	D	50.00		50.06
Sales Transaction	06/22/2015	12:58	I#275571		I	50.01		0.05
SmartDep. amada mart	06/27/2015	21:37	B#272190	1212918	D	50.00		50.05
Sales Transaction	06/29/2015	13:53	I#276677		I	49.96		0.09
SmartDep. amada mart	07/04/2015	19:06	B#273578	1218432	D	50.00		50.09
Released 07/06/2015	07/06/2015	00:22	B#273930	1219905	W		-50.09	0.00

Deposits 38 For\$ 2,167.25

Withdraws 1 For\$ -50.09

Invoices 40 For\$ 2,143.12

Savings Balance \$ 0.00

Bond Balance \$ 0.00

Main Balance Transactions

Transactions From 7/31/2015 12:00 AM to 10/1/2015 11:59 PM

99514101 : HERNAN-ELIAS, MORAN V
GCDC F 219 B

Main Balance: \$0.00

Receipt	Date	Type	Comment	Amount
101977	9/24/2015	Open	OPENING ACCOUNT	\$0.00

Prepared by *Georgeta Gunelescu*

to: May whom concern.

During those days, my wife were supported me to made store in Jail / Prison, but, not anymore. unfortunately she is patient of breast cancer.

Hernán Elías Morán

ID# 1001533330