

COURT OF APPEALS OF GEORGIA

RETURN NOTICE

January 13, 2015

To: Mr. Lamonte Muff, Sr., GDC147551 E133, 1302 Evelyn Avenue, Albany, Georgia
31706

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 your name.**
- ☐ **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.

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COURT ADMINISTRATOR
COURT OF APPEALS OF GA

To Whom This may concern
Im Lamonté Muff. I was writing the
Court of Appeals cause I had a trial
on Dec 16, 2014 and I won my verdict
of not guilty on the charges of 2 aggravated
Assaults a Possession of Firearm. They
didn't have proper cause of locking me
up so it was lack of evidence in the case.
But before I caught my charges I had
a probation violation (not reporting, behind
on my fine, and failure to take drug test)
So when I came to jail I pass my drug
test and my probation officer Mrs. Michelle
Moore wanted me too handle my charges
first. During trial her assistant came
cause she wasn't working that day and
she had a waiver for time serve and
pay the rest of my probation fee. But the
DA-Heather Lanier wanted to revoke 4 yrs.
of my probation. The Judge agreed and
they revoked 4 yrs. This my second Technical
violation so I don't understand why
I couldn't get time serve. From my under-
standing they wanted a conviction cause
they lost the trial. I got kids and a job.
I was going to school also. My girlfriend
need me out there to help with my kid.
Im trying to get my revocation overturned.
Thanks,