

COURT OF APPEALS OF GEORGIA

RETURN NOTICE

September 21, 2015

To: Mr Larry Notion, GDC38335, Phillips State Prison, 2989 West Rock Quarry Road,
Buford, Georgia 30519

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. The mailing address for the Supreme Court of Georgia is: 244 Washington Street, S.W., Suite 572, Atlanta, Georgia 30334.
- 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.
- I have enclosed a copy of the Rules of the Court of Appeals of Georgia for your review.**



2015

Georgia Court of Appeals

R U L E S

Last Update: January 21, 2015

RECEIVED IN OFFICE
2015 SEP -4 PM 2:24
IN THE Court of Direct Appeal
STATE OF GEORGIA

CLERK OF SUPERIOR COURT
COURT OF APPEALS

LARRY - NATION } Case No 11-CR0086
Plaintiff } -B

V-S } Civil No -

STATE OF GEORGIA } With draw Guilty Ple
Defendant }

Direct of Appeal
Come Now the Plaintiff is Files in-
or out of time on ground of direct-
appeal. to with draw Guilty plea as need-
to be. on which was entry ON-
September-24-20-12 - it was non-negot
iated- Plea- on one Count Cocaine-
Possession. on four traffic offenses

The Plea trial Court sentenced the Plaintiff
as provide pursuant to O.C.G.A.-
17-10-7-(C) to a total of thirty-
years - ten to be serve in carcerated
and the balance on - Probation - The
Plaintiff was sentenced purant to The
Recidivist, offender Act

The Plaintiff will provide on The

follow - Copy 2

IN The court of direct of APPEAL

as provide on the follow. Plaintiff alleges that The Plea trial-counsel, was ineffective with Regard to the follow. (a) trial counsel was neglected to inform Mr. Larry Nation of the nature of an on negotiate-Guilty Plea. the Plaintiff asking the Court to With draw this Guilty Plea as need to be the Plaintiff Mr. Larry Nation Age at the time was 54. Mr. Larry did not have understanding of this Plea at the time of entry are understand the nature of *Alford v. North Carolina* 400 U.S. 25 91 S. Ct 160. 27 L. Ed. 2d-162 (1970). The Plaintiff did what his lawyer told him to do ~~what~~ when the Judge ask how he Plea say Guilty, the officer Justifying the stop the officer seeing two man in Car at night 11:AM two old Black mens during the morning No illegal or suspicious activity was seen. The office had no right two stop the old mans happy looking men who simply riding around. *Alexander vs State* 225 Ga 358, 360 (4) 168 S.E 2d 315, 316 319 (4). Cf *Edwards v State*, 165 Ga App 527, 301-S.E 2d-693 (1983). The Plaintiff Did not understand the nature of Guilty Plea. Because Plaintiff had cocaine on at time and ask To go trial but the Counsel told him, the Judge say No. he cannot go trial. Under Oath the Plaintiff Asking the court of appeal to look at the record. The Plaintiff maintains that his Plea was not made knowingly willingly and voluntarily because (a) he did.

FELONY ACCUSATION

COUNT 3

On behalf of the people of the State of Georgia, the undersigned, as prosecuting attorney for the county and State aforesaid, does hereby charge and accuse **LARRY NATION** aka **SNAKEDOCTOR** with the offense of **POSSESSION OF COCAINE (O.C.G.A. § 16-13-30(a))** for that the said accused, in the State of Georgia and County of Douglas, on **May 28, 2011**, did unlawfully possess Cocaine, a schedule II controlled substance, in violation of the Georgia Controlled Substances Act, contrary to the laws of said State, the good order, peace and dignity thereof.

**DAVID MCDADE, DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT**

IN The Court of Direct of Appeal
 as Provide on follows. not understand the specific
 of Alford Plea. (2) the Plaintiff believed his guilty Plea
 would not result in any Jail time only Probation. and mainte
 That he was not guilty of Possession Cocaine. the Plaintiff
 Had no Cocaine. on him at no time. The Plaintiff alleges
 that trial counsel was ineffective with regard to follow
 trial counsel neglected to inform - mr. Larry of the -
 vature of a non-negotiate Guilty Plea the Plaintiff -
 Asking the Court to withdraw this Guilty Plea as need
 To be at the time of this Plea. mr. Larry was 54 at the
 time the Plea was entry at this time mr. Larry did
 Not understand this Plea. mr. Nation did what his lawyer
 Told him to do at the time of the Plea. the Counsel told -
 Him when the Judge ask you how you Plea Say Guilty.
 Mr. Nation did this because he did not understand the Alford
 -v- North Carolina - 400 US 25 91 S Ct 160 27 L. E. 2d 162 -
 1970 the Plaintiff did what he was told by Counsel.
 Because mr. Larry did not not have no Cocaine on him at.
 the time of the Stop. and his Tag was good. Under Williams State
 320 Georgia APP 243 739 S. E 2d 727 (2013. it is a manifest -
 injustice in this Case. be the Plaintiff do not know the -
 laws as Counsel. (B) the Plaintiff did not understand -
 Natural of this Plea. and (C) The Plaintiff had no Cocaine -
 on him at no time of the Stop. and (d) his tag was good.
 E) The Car was not in his name. as Provide on The follow
 fact. Counsel ineffective and neglected under Strickland
 Washington. the Render reasonably-effective assistance of -
 Counsel. the Plaintiff Strong Presumption that Couns
 Conduct falls within the range of reasonable below -

Professional Assistance the Counsel deficient Performance
 Prejudiced the Plaintiff and Counsel Performance was —
 deficient to The Plaintiff because it cause him ~~the~~
 30 years in Prison - A Charge he did not commit the
 Possession of Cocaine. on Ground the Plaintiff have an —
 Absolute right to withdraw his Guilty Plea to withdraw
 his guilty Plea to correct a manifest injustice. the Plaintiff
 Plea was not voluntarily to all this time. the Plaintiff did —
 not know the Specifics or had intelligent of the Alford Plea
 or the negotiated or the nature real. And the Charge on —
 tag on and operating ~~with~~ vehicle with out a valid tag.
 The Plaintiff Record will Show the vehicle he was operating
 Did have a valid tag on the car at the time. two Charges
 He did not commit the Plaintiff did know all of his right —
 How could the Plaintiff know his right he did not know the
 Law. as Counsel the Choice was based on Counsel ~~misconduct~~
 misconduct of the law and deficient. as Provide on follow
 Counsel. that question is not difficult to answer the counsel
 is a Profession at law. the Plaintiff Put his trust in him —
 To provide as need. the Plaintiff ask the Court of Appeal to —
 Look at effect of the improper victim impact evidence it was
 No evidence can show the Plaintiff had Cocaine on him or car
 it show that the tag was not valid. as the counsel have —
 knowing this was harm to the Plaintiff by not showing the it
 was no evidence of this Claim on him. — as provide
 on follow as the Plaintiff describing under ineffective —
 Assistance of counsel Walker v Johnson 282 Ga 168 2007 set —
 out four things a Plaintiff must prevail on a Brady Claim (1) —
 That the State had evidence favorable to Plaintiff. (2) that Plaintiff —
 Did not have it and could not have gotten himself with reasonable —
 Diligence. (3) that the State suppressed it and (4) if the Plaintiff
 Had it there was a reasonable Probability of a different out come
 The Counsel failure on the Guilty Plea. the concession which was —
 Given to induce the Plaintiff to Plead Guilty in the Guilty Plea. —
 First it was a Promises by counsel to protect his right of the —
 Plaintiff - 2 know the law (3) the fairness of the law. (3) —

as Provide as follow

IN The Court of Direct Appeal Copy 5

3) The Counsel had knowledge that innocent Person was being convicted of a crime he did not do. The Plaintiff did not understand the danger or treat of the convicted he will be dealing with harsher sentence. if the Plaintiff knew this he would went to trial, means that would be best interest go to trial the Plaintiff did not understand that he was forfeit his right to trial endanger his right to a accurate and fair determination of guilty or innocent the Plaintiff did not understand the consequences. The Plaintiff was told to say yes by Counsel. The Plaintiff says. it was No cocaine on me and my tag was good. The Plaintiff know his counsel was unfairness cause him this time Abuse by the counsel. ~~the~~ Knowing the danger to the Plaintiff Right. if the Plaintiff had knowing he would not engage into the Plea of Guilty. Because He did not know the specific sentence for the offense this is a clear failure by counsel this a matter of rights to withdraw his Guilty Plea because Counsel misinformed him. the Plaintiff was prejudiced by the misinformation. This was not a guilty Plea intelligently entered by the Plaintiff. The Plaintiff not have Plead to case if have not been for counsel misinformation that he was forfeit his right at the time or to trial endanger his right to a fair determination of Guilty or innocent. The Plaintiff did not understand the consequences. The Plaintiff was told to say yes by the ~~counsel~~ Questions by Counsel. The Plaintiff says. I did not know that and say it was no cocaine on me and my tag was good and I were not DUI at the time, of the stop in this case Counsel was unfair. if the Plaintiff had knowledge of the guilty Plea the would not have Plead Guilty to these charges. this happen because the ~~case~~ Counsel did engage into law with the Plaintiff at the time going into the plea. The Plaintiff did not know the specific sentence for offense of ~~case~~. this is a clear failure by counsel not telling the Plaintiff the law. On Ground and claims of matter fact and matter of Georgia law the Plaintiff have a right to

• IN Direct of Appeal COPY 6

As provide. Right to withdraw Guilty Plea -
Because it was not intelligently entered -
And misinformed him and Prejudiced the -
the Plaintiff by misinformation the Plaintiff is -
Asking the direct Appeal to look at this Case
Because it was Substantial denial of Plaini
Rights. Sentence imposed as a result of -
Conviction. the under Consitution right to trial
As need equal Protection of the law. and the
And the Plaintiff did not confess to the Cocaine
And too out of date under ineffective assistance
of Counsel. the Plaintiff Counsel made a decision
About what line of defense to Pursue. the -
ineffective assistance of counsel - deficiency -
And Prejudice. the right to Counsel means -
The right of the Plaintiff to be represented -
By a person who has been admitted to -
Practice law. this misconduct by Counsel -
Absence of Counsel is a jurisdictional defect -
The Counsel job is to prevent a Conflict -
And Protect the defendant Right to effective
Assistance of Counsel. Attorneys ~~is~~ is incompetent
As of matter of law if the counsel

IN Direct of Appeal Court ^{copy}
AS Provide of follow

The discipline imposed reflect so poorly.
poorly upon the attorney's competence that
it may reasonably be inferred that the
attorney was incompetent to represent the
Plaintiff in the proceeding in question. *Hawes v -*
State The Counsel reasonably likely to render
and rendering reasonably effective of counsel.
Under *Strickland v. Washington* for the sixth
Amendment stand point The Plaintiff will show that
Counsel performance was deficient. Because Counsel -
made errors so serious that counsel was not -
functioning as the counsel guaranteed that Plaintiff
by the sixth Amendment the deficient performance
prejudiced the Plaintiff by action or inaction of his -
Counsel and there was reasonable probability that -
But for counsel unprofessional errors the result of the
proceeding would have been different. The Plaintiff
Demand a showing that counsel's errors were so serious
as to deprive the Plaintiff of a fair trial -
whose result is reliable. the error had effect on
the judgment. it is both deficiency and prejudice.

COPY 8

in the Court of Direct Appeal
is provide on the follow- The counsel that
would not have pleaded guilty and would have
insisted on going to trial- (1) The Plaintiff
Had a Defense - on going to trial which -
was not presented - and The counsel did not
investigated - The Fact and the Law - The
Choices of counsel was unwise of - Strat-
egy - and on a - matter of fact of Law -
The counsel - errors in His judgment - The
Court held The Plaintiff is entitled to an
out of time of App. if defendant was -
Denird his right through counsel. The Plaintiff
was denird his Right through counsel. - AS -
provide on counsel. on ground - under - Strick-
land - vs - Washington - 466 U.S - 668. 104 S. Ct -
2052 80 L. Ed. 2d 67 (1984). Coun Sel - must
render - reasonably - The coun sel - Fill -
below reasonably by his conduct -
of ~~and~~ Professional - deficient -

IN THE COURT OF DIRECTOR OF APPEAL STATE OF GEORGIA

AS PROVIDED ON FOLLOW OF MIS CARRIAGE- OF JUSTICE.

The Plea urged by Counsel for the sake of a Contingent Failure to fully explore Plea possibilities Failure to advise of effect of plea on outstanding Petition for habeas corpus Conflict of interest affect in Plea negotiations - As to ability to withdraw guilty Plea after ward - Misrepresentation of material fact withholding material fact from Plaintiff Because Counsel is unprepared for trial - Failure to explain the mens rea element of crime Failure to advise as to deportation - consequences. Failure to research the Law before Plea recommending against Plea Pursuit of Plea agreement as reason for lack of trial Preparation Failure to investigate Plaintiff competency before Plea Failure to understand the consequences of withdrawing Plea Judge in OFF the record Plea discussions during trial - Counsel's mistaken belief about the existence of a Plea agreement with the prosecutor. Failure, guidelines when advising Plaintiff as to Plea offer Failure to appreciate the significance of a Plea offer

AS PROVIDED ON FOLLOW

190 copy
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COURT OF DIRECT APPEAL OF STATE OF GEORGIA

as provide on The follow The Plaintiff
is introduce rebuttal evidence about or below-
under Jackson Deno - Hearing surrounding

The giving a full and fair opportunity to be heard

The Plaintiff testifies that he did not understand
His Mirand warnings which were given him on
Cross-examination. However there is no evidence
of Claim of Charge. This is on Findings of fact.
Voluntariness or involuntariness - of a Confession
or an incriminating Statement. Under Jackson-Deno
hearing. The Plaintiff was submitting the Confession
to the jury and The jury on Bill-it. The Plaintiff
Fourteenth Amendment right was violates by that Court.

The Judge made obvious error on conflicting-
evidence. The Plaintiff ask The Court- to consider
the following factors in determining-whether
the totality of the circumstances-test has or
is been met. (1) the age of The Plaintiff; (2) his-
education - (3) Knowledge of the Plaintiff as to
both the substance of the Charge and the nature
of his right to consult an attorney and
right to remain silent; (4) Whether the
is held incommunicado or allowed to c.

IN THE COURT of Direct Appeal - State of Georgia

AS PROVIDED ON - Miranda right Reeve v. State
(5) whether the accused was interrogated before
or after formal charges had been filed (6)
methods used in interrogation (7) length of
interrogation (8) whether or not the accused
refused to voluntarily give a statement (9) on (a)
prior occasion (s) and (9) whether the accused
repudiated extrajudicial statement at a later date.
This is a matter which depends in each case, upon
the particular fact and circumstances surrounding
this case. under Crane v. Kentucky - The Plaintiff
need a hearing to suppress tangible evidence.

Graver v. State 244 Ga 447, 468 271 S.E 2d 842 (1980)

The Plaintiff objection to the introduction
of evidence of plaintiff in criminalizing statement

Watson v. State - 227 Ga 182 - E 2d 446 (1971)

Plaintiff requests Jackson - Denno hearing ->

Jackson v. State 124 Ga. App 488 489 (2) 184
S.E 2d 185 (1971) Both the plaintiff have a right
to a full evidentiary hearing to determine

the factual context of a statement which has
been made...

State v. Watson 143 Ga App. 785
" " " "

IN THE Court of Direct of Appeal State of Georgia
as provide on the follow Jackson Denno hearing

Plaintiff did not voluntary Confession on tag- and
Cocaine Charge. ⁽²⁾ The interrogation by officer
No Confession - or voluntary knowledge waiver Miranda

Right People v. Jimenez 380 P.2d 672 Cal. 1978

The Plaintiff did not know the consequences
that would result from an erroneous determination
of the issue involved. Fowler v. State 246 Ga 234, 238 (3)
271 S.E.2d 168 (1980). Evidence - subject of this

Case. The asking The Court to verification judgment.
The Plaintiff testifies to the best of his recollection
accordance with the habits. Wood v. State 969 App

365. 71. S.E. 500 (1991) Dr Agnor state that positive
evidence is in the nature of direct evidence.

The State Do not have. Direct evidence. of Cocaine - or
Tag-out ~~one~~ under Burgett v. Texas. the Court

also held that an uncounseled felony conviction
cannot be used for enhancement of punishment.

The Plaintiff asking the court of Direct to look at this.
The Judge used or admit the plea in evidence over

the defendant or Plaintiff objection. The Plaintiff
motion in arrest of Judgment. Plea -

OCCA § 17-9-63 (OCA § 27-1601). Sessions v. State
13 14 (1) (a) 59 S.E. 194 (1907) A motion
... which was

- IN THE COURT OF DIRECTOR OF APPEALS STATE OF GEORGIA
- AS PROVIDED

Under Indigent - appellants - right to
counsel. Plaintiff is indigent - and have a right to
counsel. - ~~because~~ ^{because} need of Appeals to be appointed for him
to handle an appeal in The Court. Under Federal Constitu-
tion requires that an indigent Plaintiff or defendant
is entitled to the assistance of appointed counsel
only on the first level appellate review, and The record
must show that he was made aware of his right to
counsel on appeal and the dangers of proceeding without
counsel. if found to be frivolous. The Right of
Appeal Appointe Counsel Advice to indigent -
Client 30 Mercer L.R 1059 (1979). Under Right
of Plaintiff or defendant to be released on bond
pending appeal O.C.G.A section 17-6-1(g) (OCA §27-
901 - provides as follows - because Release

should be granted to the Plaintiff....
The Plaintiff is entitled to a reversal because
upon the record - that no rational trier of fact
could have found proof of guilt beyond a
reasonable doubt, under OATH. By Plaintiff...

of matter - Plaintiff or Factor - has 12 cases

in The Court of Direct of Appeal Georgia -
as provide on The follow ground and Claim -

Double Jeopardy

in This Case The double jeopardy Stand out.
because it was no proof of Conder of
or tag - or DUI. - Double jeopardy sentence,
and it was finding - of fact based of on Facts
occurring subsequent to the First trials to justify
the greater sentence. and no aggravating circum-
stances. The plaintiff was deprived of due process.
because it was no reading of indictment to the plaintiff
and The Plaintiff did not plea to indictment - as provide
~~at~~ on attaches jeopardy. The georgia constitution
provide - no person shall be put in jeopardy - more
than once for the same offense under 14-1-7-b-
(G.C.A.) § 24-506). - Known to the prosecuting.

The Plaintiff is filed a plea of prior jeopardy.
a violation of O.C.G.A. section 14-1-1 (G.C.A. -
§ 24-504). The controlled substances and charge
tag - and DUI the fact of which form the basis
~~for~~ for the underlying crime necessary - to support
an charge of Alc. Guilt

in The Court of Direct of Appeal Page - Copy
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as provide on Double - Jeopardy and ground

and Claim. The Plaintiff motion to sever charge
under O.C.G.A. section 16-1-7(c) (G.C.A § 24-5.4).

the Plaintiff did not waive his procedural -

Double-jeopardy protection. The plaintiff
was not intoxicated at the time of stop.

under double-jeopardy (A) The Plaintiff was
formerly prosecute for the same criml.
and based upon the same material facts and
for a crime which involves the same conduct,
under 16-1-8 (G.C.A § 24-5.7) (A) and (B)

The new crime - involves the same conduct of the
former prosecution. 16-1-7 (G.C.A § 26-5.4 -
Multiple prosecutions - for same conduct.

(a) (12)(2). under search of vehicle

Michigan v. Long 103-SC-3449, 74 LE2d 1201
(1983). (2) The Plain view doctrine IS 4.341 + 899

Texas v Brown, 103 SC 1535, 75 LE2d 502 - 1983

(2) No probable cause for stop. Hall v. State 135 Ga-
APP. 690 (3) 218 S.E 2d 684 (1975)

And State v. State 135 Ga APP. 281, 217 S. E.
2d 638 (1975). Third party IS -
2-5)

IN THE COURT OF DIRECT OF APPEAL

AS PROVIDED ON THE FOLLOW - Double -
Jeopardy in This case it will be Double
Jeopardy for a crime the Plaintiff did not
metter - ON FACT and metter of Law under
double jeopardy | The crimes differ only in that one
is defined to prohibit a designated kind or conduct
it was no kind or conduct by The Plaintiff at the
time of offense all offenses on same transactions
to be the same the offenses was not the same type
of conduct or transaction. the double jeopardy
is not waived by Plaintiff by entry of a Guilty plea
~~Edwards~~ state under matter of fact or as a
matter Law. O.C.G.A section 16-17 (a) (G.C.A § 26-
506), provide as follow. 16-17 (G.C.A § 26-504
it was no same conduct of charge of ~~Cocaine~~
it was no drug on Him or in Him. no time.
THE Plaintiff asking Court of Direct of
Appeal to take a good look at This case. fact
on all ground. as matter of Law and fact

IN THE SUPREME COURT OF GEORGIA APPEAL
~~insufficient~~ evidence, and the claim
of ~~insufficient~~ of Counsel on claim
(under ineffective assistance of trial counsel
and all counsel to trial.) deficiency
and prejudice, conflict of interest
Counsel Failure - to protect the defendant
right in trial. Nevertheless Plaintiff's counsel
did virtually nothing to prepare an effective
cross-examination to test their credibility.
~~By~~ This is being raised for the first time
in The Supreme Court, on (direct appeal)
Claim on Brady error and prosecutorial
misconduct. Under Claim ineffective
assistance of trial and counsel to trial.
Counsel evidently spent less than an hour
with client before trial. Nevertheless Counsel
did not spend five hour held to trial: with Plaintiff
- i/f.

as provide on Counsel Failure.

Failure to present rebuttal witnesses-
and Failure to ask defendant critical
questions on direct and Failure to ask
State witness questions on direct.

Failure to use impeachment evidence as
directed by defendant and Failure to know
the law. Failure to exercise professional
judgment on behalf of client. and Failure
to appreciate impact of prejudicial evidence
Failure to impeach a witness - Failure to
invoke the rule (excluding witness)

Failure to correct Prosecution use of false

Statistics - Failure to move for a severance

Failure to note object to or argue lack of

Corroborating of evidence. and Counsel

Sleeping through trial and The judge.
Counsel inattentive during trial.

in The Court Appeal SUPREME COURT
State of Georgia as following on
Counsel FAILURE no EXPERT witnesses - no
mitigating evidence no DEFENSE to be presented
no possible defenses and Transcripts of
previous testimony The scene of the crime
as in side of The Home ~~no~~ no P
pre trial claim of failure to investigate
made by the defendant, and Failure to
listen to the defendant version of the case
following improper procedures to secure
the presence of a witness and self defense
witness and Entrapment witness
Failure to give defendant a copy of The
plea offer - and lying to the defend
ant - about his time. As to ~~prob~~ proba
tion and time as no time, as no sentence
to be imposed. AS provide on The followin

The Court of Direct of Appeal

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Georgia Court of Appeal of Supreme CourtAs provide on Appeal in the court GeorgiaSupreme court. To amend and modify theearlier judgment. on The Claim of sufficiencyof the evidence and challenge to the arrayor other preliminary and collateral issues.The Plaintiff objection to evidence,on grounds of an illegal search. wereevidence has been suppressed in to the caseagainst the Plaintiff. it was no proof the(car) was oping at the time of searchon Appearance of Justice by the rejectionof Counsel. ineffective in failing to seekthe suppression of evidence. it was noConsented to the search of ~~Home~~. The carI Plaintiff ownership of property.THE Supreme Court of Appeal.

The court of Direct
of Appeal.

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SUFFICIENCY OF EVIDENCE

on appeal, Appellate review - sufficiency of the evidence. Unconstitutional to support the conviction. The Plaintiff that no rational trier of fact could find proof of guilty beyond a reasonable doubt because there is insufficient evidence. The Plaintiff contend that the evidence does not support the conviction for no offense. Motion for a directed verdict in this criminal case. The Plaintiff moved for a judgment of acquittal notwithstanding the verdict. Phillips v. State 133 Ga App 461 (11) 211 S.E 2d 411 (1974).

Provide - ON APPEAL Georgia Supreme Court -

in The Court of Direct of Appeal

the Georgia Supreme Court of Appeal
as provide on The Follow on Claims
and ground.

The plaintiff considered issue
of search and seizure claim in the
Appeal *Norris v. Wainwright* 388 F.2d
1.30 5th Cir 1979), in *Gibson v. Jackson*
443 F. Supp. 239 (M.D. Ga 1977), 22. Ct L.
2321. The court also held that the indigent
defendant was entitled to have state
for reasonable expenses incurred for
investigative work and lay and expert
witness. ON all claims in a single
case The plaintiff is ask under indigent
appointed counsel and if need be to a
de novo hearing and the assistance of
paid expert witnesses. The plaintiff
raise claim in prejudice - because
fundamental miscarriage of justice
would result from a failure to
entertain the claims. *McCloskey*
v. Zant. the united state supreme
court. Be ~~cause~~ cause it is harmless
to the plaintiff, a crim He did
not do. ON under *Bounds v. Smith*
united states supreme court of Appeal
The fundamental constitutional right

in The Court of Direct of Appeal.

This application is legibly handwritten-
and signed by. The plaintiff ~~and inmate~~
who help Him with this Application. as to
my knowlegd it is no false statement by Plaintiff
to attached of The Copy written by Me.
Mr Levi A Fedd. and true copy of Stamped
Filed copy of the Report.

CERTIFICATE-OF-SERVICE

I hereby certify that I have

This Day Served a copy of The
within BRIEF in support of Plaintiff
Request to withdraw Guilty plea. upon
all parties to this matter by depositing a-
true copy of same in us Mail proper-
postage prepaid addressed to the Clerk of
Direct of Appeal - and to Douglas County
Court Attorney.

submitted this 8-30-15-

TATTNALL COUNTY GA
FILED IN OFFICE

IN THE SUPERIOR COURT OF TATTNALL COUNTY

2014 OCT -2 AM 10: 25

STATE OF GEORGIA

Debbie Crews
CLERK OF COURTS

LARRY NATION,
GDC 383355,

Petitioner,

vs.

CASE NO. 2014-HC-72-CR

CLAY TATUM, WARDEN,

HABEAS CORPUS

Respondent.

Ethel Bitt
(B)

ORDER

Larry Nation, (the "Petitioner") filed the instant petition on September 12, 2014 challenging his September 24, 2012 Douglas County guilty plea conviction for possession of cocaine. Petitioner has not yet had a hearing and filed a Motion to Withdraw Writ of Habeas Corpus Petition on September 23, 2014.

Therefore, Petitioner's motion is granted and his application for habeas corpus is hereby **DISMISSED** without prejudice.

The Clerk is directed to mail a copy of this order to Petitioner, Respondent, and the Office of the Attorney General of Georgia.

SO ORDERED, this 30th day of Sept, 2014.

Charles P. Rose, Jr.
Charles P. Rose, Jr.
Judge, Superior Court
Atlantic Judicial Circuit

10-2-14 copy mailed to: Larry Nation
emailed to: Warden, AG and Law Clerk

FELONY ACCUSATION

COUNT 4

On behalf of the people of the State of Georgia, the undersigned, as prosecuting attorney for the county and State aforesaid, does hereby charge and accuse **LARRY NATION** aka **SNAKEDOCTOR** with the offense of **DRIVING UNDER THE INFLUENCE (LESS SAFE) (ALCOHOL) (O.C.G.A. § 40-6-391(a)(1))** for that the said accused, in the State of Georgia and County of Douglas, on **May 28, 2011**, did drive a 1987 Chrysler 5th Avenue, a moving vehicle, on East Strickland Street, while under the influence of alcohol to the extent that it was less safe for him to drive, contrary to the laws of said State, the good order, peace and dignity thereof.

**DAVID MCDADE, DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT**

FELONY ACCUSATION

COUNT 4

On behalf of the people of the State of Georgia, the undersigned, as prosecuting attorney for the county and State aforesaid, does hereby charge and accuse **LARRY NATION** aka **SNAKEDOCTOR** with the offense of **DRIVING UNDER THE INFLUENCE (LESS SAFE) (ALCOHOL) (O.C.G.A. § 40-6-391(a)(1))** for that the said accused, in the State of Georgia and County of Douglas, on **May 28, 2011**, did drive a 1987 Chrysler 5th Avenue, a moving vehicle, on East Strickland Street, while under the influence of alcohol to the extent that it was less safe for him to drive, contrary to the laws of said State, the good order, peace and dignity thereof.

**DAVID MCDADE, DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT**

FELONY ACCUSATION

COUNT 6

On behalf of the people of the State of Georgia, the undersigned, as prosecuting attorney for the county and State aforesaid, does hereby charge and accuse **LARRY NATION** aka **SNAKEDOCTOR** with the offense of **FAILURE TO DIM HEADLIGHTS (O.C.G.A. § 40-8-31)** for that the said accused, in the State of Georgia and County of Douglas, on **May 28, 2011**, did, in violation of O.C.G.A. Â§ 40-8-31(1), while operating a motor vehicle on East Strickland Street at a time from a half-hour after sunset to a half-hour before sunrise, fail to dim his headlights within 500 feet of a vehicle approaching from the opposite direction, contrary to the laws of said State, the good order, peace and dignity thereof.

**DAVID MCDADE, DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT**

FELONY ACCUSATION

COUNT 7

On behalf of the people of the State of Georgia, the undersigned, as prosecuting attorney for the county and State aforesaid, does hereby charge and accuse **LARRY NATION** aka **SNAKEDOCTOR** with the offense of **EXPIRED TAG (O.C.G.A. § 40-2-8)** for that the said accused, in the State of Georgia and County of Douglas, on **May 28, 2011**, did unlawfully operate a 1987 Chrysler 5th Avenue, a motor vehicle required to be registered in this state, on East Strickland Street, a public street which had attached to the rear thereof a valid numbered license plate without having the required revalidation decal affixed upon that plate, contrary to the laws of said State, the good order, peace and dignity thereof.

**DAVID MCDADE, DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT**

FELONY ACCUSATION

COUNT 7

On behalf of the people of the State of Georgia, the undersigned, as prosecuting attorney for the county and State aforesaid, does hereby charge and accuse **LARRY NATION** aka **SNAKEDOCTOR** with the offense of **EXPIRED TAG (O.C.G.A. § 40-2-8)** for that the said accused, in the State of Georgia and County of Douglas, on **May 28, 2011**, did unlawfully operate a 1987 Chrysler 5th Avenue, a motor vehicle required to be registered in this state, on East Strickland Street, a public street which had attached to the rear thereof a valid numbered license plate without having the required revalidation decal affixed upon that plate, contrary to the laws of said State, the good order, peace and dignity thereof.

**DAVID MCDADE, DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT**

FELONY ACCUSATION

COUNT 5

On behalf of the people of the State of Georgia, the undersigned, as prosecuting attorney for the county and State aforesaid, does hereby charge and accuse **LARRY NATION** aka **SNAKEDOCTOR** with the offense of **DRIVING WHILE LICENSE SUSPENDED (O.C.G.A. § 40-5-121(a))** for that the said accused, in the State of Georgia and County of Douglas, **on May 28, 2011**, having been served with notice that his driver's license had been suspended, did unlawfully drive a motor vehicle, to wit: a 1987 Chrysler 5th Avenue, upon East Strickland Street, a street in the State of Georgia, at a time when his privilege to so drive had been suspended by the Department of Driver Services, and he not having thereafter obtained a valid driver's license, contrary to the laws of said State, the good order, peace and dignity thereof.

**DAVID MCDADE, DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT**

FELONY ACCUSATION

COUNT 5

On behalf of the people of the State of Georgia, the undersigned, as prosecuting attorney for the county and State aforesaid, does hereby charge and accuse **LARRY NATION aka SNAKEDOCTOR** with the offense of **DRIVING WHILE LICENSE SUSPENDED (O.C.G.A. § 40-5-121(a))** for that the said accused, in the State of Georgia and County of Douglas, **on May 28, 2011**, having been served with notice that his driver's license had been suspended, did unlawfully drive a motor vehicle, to wit: a 1987 Chrysler 5th Avenue, upon East Strickland Street, a street in the State of Georgia, at a time when his privilege to so drive had been suspended by the Department of Driver Services, and he not having thereafter obtained a valid driver's license, contrary to the laws of said State, the good order, peace and dignity thereof.

**DAVID MCDADE, DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT**

FELONY ACCUSATION

COUNT 1

On behalf of the people of the State of Georgia, the undersigned, as prosecuting attorney for the county and State aforesaid, does hereby charge and accuse **CYNTHIA LOVE COX** aka **CYNTHIA YVETTE COX** with the offense of **POSSESSION OF COCAINE (O.C.G.A. § 16-13-30(a))** for that the said accused, in the State of Georgia and County of Douglas, **on May 28, 2011**, did unlawfully possess cocaine, a Schedule II controlled substance, in violation of the Georgia Controlled Substances Act, contrary to the laws of said State, the good order, peace and dignity thereof.

**DAVID MCDADE, DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT**

FELONY ACCUSATION

COUNT 2

On behalf of the people of the State of Georgia, the undersigned, as prosecuting attorney for the county and State aforesaid, does hereby charge and accuse **CYNTHIA LOVE COX aka CYNTHIA YVETTE COX** with the offense of **POSSESSION OF DRUG RELATED OBJECT (O.C.G.A. § 16-13-32.2)** for that the said accused, in the State of Georgia and County of Douglas, **on May 28, 2011**, did unlawfully possess a glass pipe, with the intent to use said object for the purpose of inhaling Cocaine, a controlled substance, contrary to the laws of said State, the good order, peace and dignity thereof.

**DAVID MCDADE, DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT**

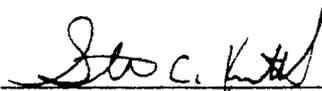
CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for the defendant in the above-styled case with a copy of the attached document to:

Michael J. Ivan, Esq
Attorney at Law
PO Box 682765
Marietta, GA 30068

By: United States Mail with adequate postage thereon.
 Hand Delivery

This 30th day of August, 2012.



Steven C. Knittel
Assistant District Attorney
Douglas Judicial Circuit
Georgia Bar No. 293559

Office of the District Attorney
David McDade
Douglas Judicial Circuit
8700 Hospital Drive, 2nd Floor
Douglasville, Georgia 30134
770-920-7292



STATE OF GEORGIA
 DEPARTMENT OF PUBLIC SAFETY
 REVOCATION AND SUSPENSION SECTION
 P.O. BOX 1456
 ATLANTA, GEORGIA 30371

OFFICIAL NOTICE OF REVOCATION

NATION LARRY
 6928 FORREST AVE APT H
 DOUGLASVILLE GA 30134

D.O.B. 03-13-58
 LIC. NO. 256024658

YOU ARE HEREBY NOTIFIED that as of this date you have been declared a Habitual Violator of the laws relating to motor vehicles and traffic pursuant to the Driver's Licensing Act (Ga. Code 40-5-58, as amended;) and that henceforth, it shall be unlawful for you to operate a motor vehicle in the State of Georgia.

Your Driver's license and privilege to operate a motor vehicle in this State is revoked for a minimum of (5) five years from DATE LICENSE SURRENDERED

If you should be convicted of operating a motor vehicle while your license is under revocation as provided herein, you may be subject to confinement in the penitentiary for not less than one nor more than five years.

YOU ARE HEREBY ORDERED to surrender any learner's, operator's, chauffeur's and/or veteran's license in your possession, and particularly the above numbered license(s), to the Department of Public Safety, Revocation and Suspension Section, P.O. Box 1456, Atlanta, Georgia 30371. The Department of Public Safety shall not be held accountable for any driver's license lost in the mail. Certified mail is suggested. The following violations led to your being declared a Habitual Violator:

DOUGLAS COUNTY SUPERIOR COURT FELONY W/VEHICLE	DISP-DATE 10-15-85	VIOL-DATE 04-06-85
DOUGLAS COUNTY SUPERIOR COURT D U I	DISP-DATE 10-15-85	VIOL-DATE 04-06-85
DOUGLAS COUNTY SUPERIOR COURT D U I	DISP-DATE 10-19-90	VIOL-DATE 03-19-90

Robert Lightner
 Supervisor, Revocation and Suspension Section

Revocation Date: 12-08-90

PS2050 (0490)

SHARC 6279

256024658

C 13

FELONY ACCUSATION

COUNT 2

On behalf of the people of the State of Georgia, the undersigned, as prosecuting attorney for the county and State aforesaid, does hereby charge and accuse **CYNTHIA LOVE COX aka CYNTHIA YVETTE COX** with the offense of **POSSESSION OF DRUG RELATED OBJECT (O.C.G.A. § 16-13-32.2)** for that the said accused, in the State of Georgia and County of Douglas, **on May 28, 2011**, did unlawfully possess a glass pipe, with the intent to use said object for the purpose of inhaling Cocaine, a controlled substance, contrary to the laws of said State, the good order, peace and dignity thereof.

**DAVID MCDADE, DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT**

FELONY ACCUSATION

COUNT 1

On behalf of the people of the State of Georgia, the undersigned, as prosecuting attorney for the county and State aforesaid, does hereby charge and accuse **CYNTHIA LOVE COX** aka **CYNTHIA YVETTE COX** with the offense of **POSSESSION OF COCAINE (O.C.G.A. § 16-13-30(a))** for that the said accused, in the State of Georgia and County of Douglas, **on May 28, 2011**, did unlawfully possess cocaine, a Schedule II controlled substance, in violation of the Georgia Controlled Substances Act, contrary to the laws of said State, the good order, peace and dignity thereof.

**DAVID MCDADE, DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT**

FELONY ACCUSATION

COUNT 3

On behalf of the people of the State of Georgia, the undersigned, as prosecuting attorney for the county and State aforesaid, does hereby charge and accuse **LARRY NATION** aka **SNAKEDOCTOR** with the offense of **POSSESSION OF COCAINE (O.C.G.A. § 16-13-30(a))** for that the said accused, in the State of Georgia and County of Douglas, **on May 28, 2011**, did unlawfully possess Cocaine, a schedule II controlled substance, in violation of the Georgia Controlled Substances Act, contrary to the laws of said State, the good order, peace and dignity thereof.

**DAVID MCDADE, DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT**

FELONY ACCUSATION

COUNT 6

On behalf of the people of the State of Georgia, the undersigned, as prosecuting attorney for the county and State aforesaid, does hereby charge and accuse **LARRY NATION aka SNAKEDOCTOR** with the offense of **FAILURE TO DIM HEADLIGHTS (O.C.G.A. § 40-8-31)** for that the said accused, in the State of Georgia and County of Douglas, **on May 28, 2011**, did, in violation of O.C.G.A. § 40-8-31(1), while operating a motor vehicle on East Strickland Street at a time from a half-hour after sunset to a half-hour before sunrise, fail to dim his headlights within 500 feet of a vehicle approaching from the opposite direction, contrary to the laws of said State, the good order, peace and dignity thereof.

**DAVID MCDADE, DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT**

IN THE SUPERIOR COURT OF DOUGLAS COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

VS.

CYNTHIA YVETTE COX, LOVE & LARRY
NATION

ORIGINAL

CRIMINAL CASE NO.: CR-11-

DISCLOSURE CERTIFICATE PURSUANT TO O.C.G.A. 17-16-1

Pursuant to O.C.G.A. 17-16-1 et. seq., and pursuant to the notice requirements of the Uniform Superior Court Rules, please find the following documents attached hereto. Regard any person named in any document as a State Witness.

- Copy of Indictment/Accusation with list of witnesses
- Additional Witnesses
- Statement(s) of Witness(es) - see all attached materials
- Statement(s) of Defendant - see all attached materials
- Statement(s) of Co-Conspirators Attributable to Defendant
- Defendant's GCIC Criminal History
- Scientific Report
- Alibi rebuttal witness(es)
- Notice of Intent to Present Evidence of Similar Transactions
- Notice of Intent to Present Evidence of Prior Difficulties between the Parties
- Brady material - see all attached materials
- Waiver of Rights
- Search Warrant(s)
- Copy of Photographic Line-Up
- Consent to Search
- Warrant and Warrant Application
- State's Reciprocal Discovery
- Notice of Intent to Offer evidence for impeachment and in aggravation of sentence.
- Police Report(s)
- OTHER: Plea Offer - 15 do 5, non recidivist open until 10/13/2011.

11 OCT -7 AM 9:00
FILED
SUPERIOR COURT
DOUGLAS COUNTY, GA
RHONDA G PAYNE CLK

In addition, the () Books, () Papers, () Documents, () Photographs, () Tangible Objects, () Audio Recordings, () Visual Recordings, () Buildings, and () Places that the State intends to use as evidence at trial will be available for inspection. **PLEASE CONTACT ME IMMEDIATELY SO THAT WE MAY ARRANGE A TIME FOR YOU TO INSPECT AND COPY OR PHOTOGRAPH THESE ITEMS.**

CERTIFICATE OF SERVICE

This is to certify that I have this day served a copy of DISCLOSURE CERTIFICATE, and attachments thereto, by (x) placing a copy of the same in the United States Mail in a properly addressed envelope with adequate postage affixed thereon to:

Michael J. Ivan
Attorney at Law
P.O. Box 682765
Marietta, GA 30068

This October 07, 2011.


RYAN R. LEONARD
ASSISTANT DISTRICT ATTORNEY
DOUGLAS JUDICIAL CIRCUIT
STATE BAR NO. 446680

FELONY ACCUSATION ORIGINAL

Witnesses:
(See last page of Accusation)

CASE NO. 11CR861
DOUGLAS SUPERIOR COURT
APRIL TERM 2011

ASSIGNED TO JUDGE
ROBERT J. JAMES

STATE OF GEORGIA
versus

8-18

CYNTHIA LOVE COX, aka Cynthia Yvette Cox,
and
LARRY NATION, aka Snakedoctor

Offenses(s):

Ct. 1: POSSESSION OF COCAINE
O.C.G.A. § 16-13-30(a) (Cox only)

Ct. 2: POSSESSION OF DRUG RELATED OBJECTS
O.C.G.A. § 16-13-32.2 (Cox only)

Ct. 3: POSSESSION OF A SCHEDULE II CONTROLLED
SUBSTANCE O.C.G.A. § 16-13-30(a) (Nation only)

Ct. 4: DRIVING UNDER THE INFLUENCE (LESS SAFE)
(ALCOHOL) - O.C.G.A. § 40-6-391(a)(1) (Nation only)

Ct. 5: DRIVING WHILE LICENSE SUSPENDED
O.C.G.A. § 40-5-121(a) (Nation only)

Ct. 6: FAILURE TO DIM HEADLIGHTS
O.C.G.A. § 40-8-31 (Nation only)

Ct. 7: EXPIRED TAG - O.C.G.A. § 40-2-8 (Nation only)

David McDade, District Attorney
Douglas Judicial Circuit

Filed in Office of Clerk, Superior Court
this 28 day of June, 2011.

Rhonda G. Payne
Rhonda G. Payne, Clerk

The defendant herein waives a copy of
accusation, list of witnesses, formal
arraignment and pleads _____ guilty.

The defendant herein waives a copy of
accusation, list of witnesses, formal
arraignment and pleads _____ guilty.

This _____ day of _____, 20____.

This _____ day of _____, 20____.

Defendant

Defendant

Attorney for the Defendant

Attorney for the Defendant

Assistant District Attorney RRL/rrl

Assistant District Attorney

UNIFORM TRAFFIC CITATION, SUMMONS AND ACCUSATION

210553

SS NR-GA 0480100 NCIC Number Citation Number

CITY OF DOUGLASVILLE POLICE DEPARTMENT

SECTION I: VIOLATION

Upon Month May (Day) 28 (Year) 2011 at 0113 A.M. P.M.

Operator License No. 055930518

License Class or Type D State GA Endorsements _____ Expires 2013

Name NATHAN LARRY (Last) (First) (Middle)

Address 8345 WALKER DR

City DOUGLASVILLE State GA Zip Code 30134

DOB 03131958 Hair BRN Hgt 503 Wgt 192 Race B Sex M Eyes BRN

Veh. Yr. 1987 Make CHEVROLET Style NEW YORKER Color GRAY

Registration No. BTLE274 Yr. 2011 State GA

CDL YES NO ACCIDENT YES NO INJURIES YES NO FATALITIES YES NO

2-LANE ROAD DRIVER REQUESTED ACCURACY CHECK VASCAR LASER RADAR

Within the State of Georgia, did commit the following offense: SPEEDING - Clocked by PATROL VEHICLE OTHER

(Serial # _____ Calibration/Check _____) at _____ MPH in a _____ zone

DUI (To-I Administered): BLOOD BREATH URINE OTHER) DUI Test Results _____

SECTION II: VIOLATION

TEST ADMINISTERED BY (If Applicable): _____

OFFENSE (Other than above) FAILURE TO OBEY TRAFFIC SIGNAL

In Violation of Code Section 40-8-31 of State Law Local Ordinance

REMARKS _____

SECTION III: LOCATION

VIDEO YES NO MANDATORY COURT APPEARANCE

WEATHER	(A) ROAD	(B)	C/N	TRAFFIC	LIGHTING	COMMERCIAL VIOLATION INFORMATION
<input checked="" type="checkbox"/> Clear	<input checked="" type="checkbox"/> Dry	<input type="checkbox"/> Concrete	<input type="checkbox"/> Light	<input type="checkbox"/> Light	<input type="checkbox"/> Daylight	<input type="checkbox"/> 18+ Passengers
<input type="checkbox"/> Cloudy	<input type="checkbox"/> Wet	<input checked="" type="checkbox"/> Blacktop	<input checked="" type="checkbox"/> Medium	<input checked="" type="checkbox"/> Medium	<input checked="" type="checkbox"/> Darkness	<input type="checkbox"/> Commercial Vehicle Violation
<input type="checkbox"/> Raining	<input type="checkbox"/> Ice	<input type="checkbox"/> Dirt	<input type="checkbox"/> Heavy	<input type="checkbox"/> Heavy	<input type="checkbox"/> Other	<input type="checkbox"/> Hazardous Material Violation
<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/> Other				

County of DOUGLAS and _____ miles _____ of (city) DOUGLASVILLE

on Walker St at or near _____ mile post _____, or within (city) DOUGLASVILLE

at / on (secondary location) Hollow St

OFFICER (Print) W.B. EDWARDS Badge # 242 Div. ATL

You are hereby ordered to appear in Court to answer to this charge on the _____ day of _____

at _____ AM PM in the _____ MUNICIPAL Court

at MUNICIPAL COURT 2083 PARBURN ROAD DOUGLASVILLE PHONE (770) 920-3010

City DOUGLASVILLE, Georgia, 30135

SECTION IV: SUMMONS

NOTICE: This citation shall constitute official notice to you that failure to appear in Court at the date and time stated on this citation to dispose of the cited charges against you shall cause the designated Court to forward your driver's license number to the Georgia Department of Drivers Services, and your driver's license shall be suspended. (Georgia Code 17-6-11 and 40-5-56) The suspension shall remain in effect until such time as there is a final disposition in this matter or the Court notifies the Georgia Department of Drivers Services.

SECTION V: OFFICER CERTIFICATION

LICENSE DISPLAYED IN LIEU OF FINE YES NO RELEASED TO _____

SIGNATURE ACKNOWLEDGES SERVICE OF THIS SUMMONS AND RECEIPT OF COPY OF SAME

SIGNATURE X X Nathan 10 JUN 10 2011

ARRESTING OFFICER'S CERTIFICATION

The undersigned has just and reasonable grounds to believe, and does believe, that the person named here-in has committed the offense set forth, contrary to law.

SIGNATURE W.B. EDWARDS Badge # 242

AUTHORIZED AND APPROVED PURSUANT TO: CODE 40-13-1 D.D.S. Reg. 375-3-4-.01

ASSIGNED TO JUDGE ROBERT J. JAMES COURT COPY

NCIC NO. SS NR-GA 0480100

FILED 210553

UNIFORM TRAFFIC CITATION, SUMMONS AND ACCUSATION

Court Case Number SS NR-GA 0480100 Citation Number 210551

CITY OF DOUGLASVILLE POLICE DEPARTMENT

Upon Month MAY (Day) 20 (Year) 2011 at 0113

Operator License No. 256027468 055930518

License Class or Type ID State GA Endorsements Expires 2013

Name NATION (Last) LARRY (First) (Middle)

Address 8345 WALKER DR

City DOUGLASVILLE State GA Zip Code 30134

DOB 03131958 Hair BRN Hgt 503 Wgt 192 Race B Sex M Eyes BRN

Veh. Yr. 1987 Make CHEVROLET Style NEW YORKER Color GRAY

Registration No. 85C 8776 Yr. 2011 State GA

CDL YES NO ACCIDENT YES NO INJURIES YES NO FATALITIES YES NO

2-LANE ROAD DRIVER REQUESTED ACCURACY CHECK VASCAR LASER RADAR

Within the State of Georgia, did commit the following offense: SPEEDING - Clocked by PATROL VEHICLE OTHER

Serial # Calibration/Check at MPH in a zone

DUI (Test Administered): BLOOD BREATH URINE OTHER DUI Test Results 244 pm

TEST ADMINISTERED BY (If Applicable) MB EDWARDS 3705

OFFENSE (Other than above) DWI - ALCOHOL .08 gms or more

In Violation of Code Section 40-6-391 (a)(5) of State Law Local Ordinance

REMARKS

CA 1100567

VIDEO YES NO MANDATORY COURT APPEARANCE

PHONE WEATHER ROAD TRAFFIC LIGHTING COMMERCIAL VIOLATION INFORMATION

Clear Dry Concrete Light Daylight 16+ Passengers

Cloudy Wet Blacktop Medium Darkness Commercial Vehicle Violation

Raining Ice Dirt Heavy Other Hazardous Material Violation

Other Other Other Other Other

County of DOUGLAS and miles of (city) DOUGLASVILLE

on PARKER ST at or near mile post or within (city) DOUGLASVILLE

at / on (secondary location) HOLLIS ST

OFFICER (Print) MB EDWARDS Badge # 242 Div. PTL

You are hereby ordered to appear in Court to answer to this charge on the day of

at 11 AM PM in the MUNICIPAL Court

at MUNICIPAL COURSE 2055 PARKBLVD ROAD PHONE (770) 920-9010

City DOUGLASVILLE, Georgia. 30135

NOTICE: This citation shall constitute official notice to you that failure to appear in Court at the date and time stated on this citation to dispose of the cited charges against you shall cause the designated Court to forward your driver's license number to the Georgia Department of Drivers Services, and your driver's license shall be suspended (Georgia Code 17-8-11 and 40-5-56) The suspension shall remain in effect until such time as there is a satisfactory disposition in this matter or the Court notifies the Georgia Department of Drivers Services.

LICENSE DISPLAYED IN LIEU OF BAIL YES NO RELEASED TO JAMES JUN 10 2011

SIGNATURE ACKNOWLEDGES SERVICE OF THIS SUMMONS AND RECEIPT OF COPY OF SAME

SIGNATURE X X Rhonda G. Payne, Clerk Superior & State Court Douglas County, GA

ARRESTING OFFICER'S CERTIFICATION

The undersigned has just and reasonable grounds to believe, and does believe, that the person named herein has committed the offense set forth, contrary to law.

SIGNATURE MB EDWARDS Badge # 242

Signature of Arresting Officer

AUTHORIZED AND APPROVED PURSUANT TO CODE 40-13-1 D.D.S. Reg. 375-3-4-.01

ASSIGNED TO JUDGE ROBERT J. JAMES COURT COPY

SECTION I - VIOLATION

SECTION II - VIOLATION

SECTION III - LOCATION

SECTION IV - SUMMONS

SECTION V - OFFICER CERTIFICATION

NCIC NO. SS NR-GA 0480100

210551

FILED

UNIFORM TRAFFIC CITATION, SUMMONS AND ACCUSATION

SS NR-GA 0480100

210552

Court Case Number NCIC Number Citation Number

CITY OF DOUGLASVILLE POLICE DEPARTMENT

SECTION I - VIOLATION

Upon Month May (Day) 28 (Year) 2011 at 0113 A.M. P.M.

Operator License No. 055930518

License Class or Type A State GA Endorsements _____ Expires 2013

Name DARON LARRY (Middle)

Address 2348 WILSON (First) _____ (Middle)

City DOUGLASVILLE State GA Zip Code 30134

DOB 03131958 Hair Brown Hgt. 503 Wgt. 192 Race W Sex M Eyes Blue

Veh. Yr. 1987 Make Cadillac Style Northwood Color Green

Registration No. 05L 0776 Yr. 2011 State GA

CDL YES NO ACCIDENT YES NO INJURIES YES NO FATALITIES YES NO

2-LANE ROAD DRIVER REQUESTED ACCURACY CHECK VASCAR LASER RADAR

Within the State of Georgia, did commit the following offense: SPEEDING - Clocked by PATROL VEHICLE OTHER

(Serial # _____ Calibration/Check _____) at _____ MPH in a _____ zone

DUI (Test Administered: BLOOD BREATH URINE OTHER) DUI Test Results _____

SECTION II - VIOLATION

TEST ADMINISTERED BY (if Applicable): _____

OFFENSE (Other than above) DRIVING WHILE LICENSE SUSPENDED

In Violation of Code Section 40-5-121 of State Law Local Ordinance

REMARKS CN 1105521

VIDEO YES NO MANDATORY COURT APPEARANCE

SECTION III - LOCATION

PHONE: _____

WEATHER	(A) ROAD	(B) TRAFFIC	LIGHTING	COMMERCIAL VIOLATION INFORMATION
<input checked="" type="checkbox"/> Clear	<input checked="" type="checkbox"/> Dry	<input type="checkbox"/> Concrete	<input type="checkbox"/> Light	<input type="checkbox"/> 16+ Passengers
<input type="checkbox"/> Cloudy	<input type="checkbox"/> Wet	<input type="checkbox"/> Blacktop	<input checked="" type="checkbox"/> Medium	<input type="checkbox"/> Commercial Vehicle Violation
<input type="checkbox"/> Raining	<input type="checkbox"/> Ice	<input type="checkbox"/> Dirt	<input type="checkbox"/> Heavy	<input type="checkbox"/> Hazardous Material Violation
<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/> Other	

County DOUGLAS and _____ miles _____ of (city) DOUGLASVILLE

on Parkway at or near _____, or within (city) DOUGLASVILLE

at / on (secondary location) Harris St

OFFICER (Print) W.B. Edwards Badge # 242 Div. PC

SECTION IV - SUMMONS

You are hereby ordered to appear in Court to answer to this charge on the _____ day of _____ at _____ AM PM in the _____ MUNICIPAL Court at _____ MUNICIPAL COURT - 2000 HARBURN ROAD PHONE (770) 920-3010 City _____ DOUGLASVILLE, Georgia. 30135

NOTICE: This citation shall constitute official notice to you that failure to appear in Court at the date and time stated on this citation to dispose of the cited charges against you shall cause the designated Court to forward your driver's license number to the Georgia Department of Drivers Services, and your driver's license shall be suspended. (Georgia Code 17-6-11 and 40-5-56) The suspension shall remain in effect until such time as there is a satisfactory disposition in this matter or the Court notifies the Georgia Department of Drivers Services.

SECTION V - OFFICER CERTIFICATION

LICENSE DISPLAYED IN LIEU OF BAIL YES NO RELEASED TO JAIL

SIGNATURE ACKNOWLEDGES SERVICE OF THIS SUMMONS AND RECEIPT OF COPY OF SAME. JUN 10 2011

SIGNATURE [Signature] ARRESTING OFFICER'S CERTIFICATION

The undersigned has just and reasonable grounds to believe, and does believe, that _____ in has committed the offense set forth, contrary to law.

SIGNATURE [Signature] Badge # 242 Signature of Arresting Officer

AUTHORIZED AND APPROVED PURSUANT TO: CODE 40-13-1 D.U.S. Reg. 375-3-4-.01

ASSIGNED TO JUDGE COURT COPY ROBERT J. JAMES

NCIC NO. SS NR-GA 0480100

FILED 210552

UNIFORM TRAFFIC CITATION, SUMMONS AND ACCUSATION

210554

SS NR-GA 0480100

Court Case Number NCIC Number Citation Number

CITY OF DOUGLASVILLE POLICE DEPARTMENT

Upon Month May (Day) 28 (Year) 2011 at 0713 A.M. P.M.

Operator License No. 055930518

License Class or Type 1D State GA Endorsements Expires 2013

Name NATHAN (Last) LARRY (First) DL (Middle)

Address 3345 WINDYBROOK DR

City Douglasville State GA Zip Code 30134

DOB 03131958 Hair BRN Hgt 503 Wgt 192 Race B Sex M Eyes BRN

Veh. Yr. 1987 Make Oldsmobile Style New York Color Gray

Registration No. BJL 8776 Yr. 2011 State GA

CDL YES NO ACCIDENT YES NO INJURIES YES NO FATALITIES YES NO

2-LANE ROAD DRIVER REQUESTED ACCURACY CHECK VASCAR LASER RADAR

Within the State of Georgia, did commit the following offense: SPEEDING - Clocked by PATROL VEHICLE OTHER

(Serial # _____ Calibration/Check _____) at _____ MPH in a _____ zone

DUI (Test Administered: BLOOD BREATH URINE OTHER) DUI Test Results _____

TEST ADMINISTERED BY (If Applicable): _____

OFFENSE (Other than above) EXPIRED TAG

In Violation of Code Section 40-2-8 of State Law Local Ordinance

REMARKS _____

CU 1100 3561

VIDEO YES NO MANDATORY COURT APPEARANCE

PHONE: WEATHER (A) ROAD (B) C/N TRAFFIC LIGHTING COMMERCIAL VIOLATION INFORMATION

<input checked="" type="checkbox"/> Clear	<input checked="" type="checkbox"/> Dry	<input type="checkbox"/> Concrete	<input type="checkbox"/> Light	<input type="checkbox"/> Daylight	<input type="checkbox"/> 16+ Passengers
<input type="checkbox"/> Cloudy	<input type="checkbox"/> Wet	<input type="checkbox"/> Blacktop	<input checked="" type="checkbox"/> Medium	<input checked="" type="checkbox"/> Darkness	<input type="checkbox"/> Commercial Vehicle Violation
<input type="checkbox"/> Raining	<input type="checkbox"/> Ice	<input type="checkbox"/> Dirt	<input type="checkbox"/> Heavy	<input type="checkbox"/> Other	<input type="checkbox"/> Hazardous Material Violation
<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/> Other			

County of DOUGLAS and _____ miles _____ of (city) Douglasville

on Lawrence _____, or within (city) DOUGLASVILLE

at / on (secondary location) Home St

OFFICER (Print) W.B. Edwards Badge # 212 Div. DC

You are hereby ordered to appear in Court to answer to this charge on the _____ day of _____

at _____ AM PM in the _____ MUNICIPAL Court

at MUNICIPAL COURT 2083 FAIRBURN ROAD DOUGLASVILLE PHONE (770) 920-3010

City DOUGLASVILLE Georgia. 30135

NOTICE: This citation shall constitute official notice to you that failure to appear in Court at the date and time stated on this citation to dispose of the cited charges against you shall cause the designated Court to forward your driver's license number to the Georgia Department of Drivers Services, and your driver's license shall be suspended. (Georgia Code 17-6-11 and 40-5-56) The suspension shall remain in effect until such time as there is a satisfactory disposition in this matter or the Court notifies the Georgia Department of Drivers Services

LICENSE DISPLAYED IN LIEU OF BAIL YES NO RELEASED TO _____

SIGNATURE ACKNOWLEDGES SERVICE OF THIS SUMMONS AND RECEIPT OF COPY OF SAME. JAN JUN 10 2011

SIGNATURE X X Larry Nickerson Superior & State Court Judge, Douglas County, GA

ARRESTING OFFICER'S CERTIFICATION

The undersigned has just and reasonable grounds to believe, and does believe, that _____ has committed the offense set forth contrary to law.

SIGNATURE W.B. Edwards Badge # 212 Signature of Arresting Officer

AUTHORIZED AND APPROVED PURSUANT TO: CODE 40-13-1 D.D.S. Reg. 375-3-4-.01

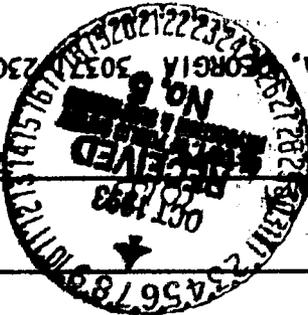
ASSIGNED TO JUDGE COURT COPY ROBERT J. JAMES

SECTION I - VIOLATION SECTION II - VIOLATION SECTION III - LOCATION SECTION IV - SUMMONS SECTION V - OFFICER CERTIFICATION

NCIC NO. SS NR-GA 0480100

FILED 210554

MAIL TO: REVOCATION AND SUSPENSION SECTION, P.O. Box 1456, ATLANTA, GEORGIA 30371-2303



Agency's mailing address

P.O. Box 219

Douglasville

Agency serving order

Douglasville PD

Telephone number

920 3010

Serving Officer's Signature

[Handwritten Signature]

Print name and badge number

FRANCIS O. #346

License picked up? YES NO If no, why not

NOT ON PERSON

Date

10 04 93

Signature of Licensee

[Handwritten Signature]

I have personally received service of Habitual Violator Revocation Order:

lost, a notarized affidavit is required.

YOU ARE HEREBY ORDERED to surrender any learner's, operator's, chauffeur's and/or veteran's license in your possession, and particularly the above-numbered license(s), to the Department of Public Safety, or show cause why you cannot. If license has been

than five years.

you may be subject to confinement in the penitentiary for not less than one nor more until requirements of Code Section 40-5-62 are complied with. If you should be convicted of operating a motor vehicle while your license is under revocation as provided herein, a minimum of (5) years from (date license surrendered) and will remain revoked

Your license and privilege to operate a motor vehicle in this State is revoked for a minimum of (5) years from 12 08 90 and will remain revoked for a minimum of (5) years from (date license surrendered)

Habitual Violator of the laws relating to motor vehicles and traffic pursuant to the Driver's Licensing Act (Ga. Code 40-5-58, as amended) and that henceforth it shall be unlawful for you to operate a motor vehicle in the State of Georgia.

YOU ARE HEREBY NOTIFIED that as of 12 08 90 you have been declared a

(date declared)

City

State Zip

Douglasville GA 30134 License No. 256024658

Address

6928 FOREST AVE APT. H 938641905 08/M

Name

NATTON, LARRY

Date of Birth

03 13 58

OFFICIAL NOTICE OF REVOCATION

PERSONAL SERVICE ON HABITUAL VIOLATOR

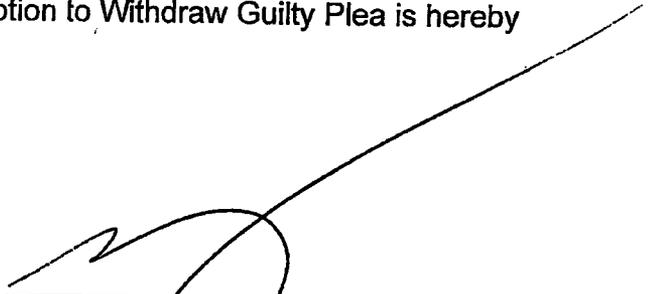
STATE OF GEORGIA
DEPARTMENT OF PUBLIC SAFETY
REVOCATION AND SUSPENSION SECTION
ATLANTA, GEORGIA 30371-2303

Defendant to 30 years, ten to serve.

The Defendant's contention that he thought that his plea would not result in any prison time is not supported by the record. The Defendant indicated that he understood that he was entering a blind plea and that he knew the maximum penalties he faced. The State even clarified at one point that the minimum possible sentence was five years' incarceration. Attorney Ivan testified that at no point in his conversations with Defendant did he guarantee that Defendant would not face jail time. The Court finds Attorney Ivan's testimony more credible on this issue. Based on Defendant's statements at the plea hearing and Attorney Ivan's testimony about his representation of Defendant and his understanding of the consequences of a guilty plea, this Court finds that Defendant's plea was made knowingly, willfully, and voluntarily.

Based on the foregoing, Defendant's Motion to Withdraw Guilty Plea is hereby DENIED.

SO ORDERED this March 25, 2014.



ROBERT J. JAMES
Judge, Superior Court
Douglas Judicial Circuit

Dist List 3262014
JUDGE'S DISTRIBUTION LIST:

✓ GABRIEL A DANIELS, ATTORNEY FOR DEFENDANT, 1640, POWERS FERRY RD, BLDG8 SUITE 320, MARIETTA, GA, 30067

✓ STEVE C KNITTEL, DISTRICT ATTORNEY, 8700, HOSPITAL DRIVE, DISTRICT ATTORNEYS, DOUGLASVILLE, GA, 30134

RECEIVED
MAY 11 2011

STATE OF GEORGIA
DEPARTMENT OF MOTOR VEHICLE SAFETY
DRIVER SERVICES DIVISION
P. O. Box 80447
CONYERS, GEORGIA 30013

OFFICIAL NOTICE OF PERSONAL SERVICE

YOU ARE HEREBY NOTIFIED that as of 12-13-10
(date of suspension)

your driver's license and privilege to operate a motor vehicle in the State of Georgia has been
SUSPENDED / REVOKED / CANCELLED as provided for by law for the reason(s) listed below:

Implied consent

Henceforth, it shall be unlawful for you to operate a motor vehicle in the State of Georgia. Under Georgia law, it is a misdemeanor for any person to fail or refuse to surrender to the Department of Motor Vehicle Safety, upon lawful demand, any driver's license or permit that has been **SUSPENDED / REVOKED / CANCELLED**.

YOU ARE HEREBY ORDERED to surrender any driver's license or permit in your possession, and particularly the below numbered license(s), to the Department of Motor Vehicle Safety, or show cause why you cannot. If the license has been lost or stolen, a notarized affidavit (DS-250A) is required.

Larry Nation
Name

3-13-58
Date of Birth

8345 Warren Dr.
Address

Male
Sex

Douglasville GA 30134
City State Zip

055930518
License Number

I HAVE PERSONALLY RECEIVED SERVICE OF SUSPENSION / REVOCATION / CANCELLATION OF MY DRIVER'S LICENSE.

3-21-11
Date

Larry Nation
Signature of Licensee

License picked up? Yes No

If no, why not not on person

[Signature]
Serving Officer's Signature

Stacy W. Grober 236
Print Name and Badge Number

Douglasville Police Dept.
Agency Serving Order

770-970-3010
Telephone Number

2083 Fairburn RD
Agency's Mailing Address

Douglasville GA 30134
City State Zip

MAIL FORM AND LICENSE TO DEPARTMENT OF MOTOR VEHICLE SAFETY, P. O. BOX 80447, CONYERS, GEORGIA 30013

HEARING INFORMATION ON REVERSE SIDE

DS-1150 (01/02)

(THIS FORM MUST NOT BE USED FOR PERSONAL SERVICE OF HABITUAL VIOLATOR. USE DS-1030).

FELONY ACCUSATION

WITNESSES:

Ofc. Stacy Gruber
Ofc. Froelich
Douglasville Police Department
2083 Fairburn Road
Douglasville, GA 30135
Main Office: 770-920-3010

ORIGINAL

IN THE SUPERIOR COURT OF DOUGLAS COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

NO. CR-11-861

v.

LARRY NATION

§
§
§
§
§

SUPERIOR COURT
DOUGLAS COUNTY, GA.
RHONDA G PAYNE CLK

11 OCT -7 AM 9:00

FILED

NOTICE OF THE STATE'S INTENT TO USE
AGGRAVATING EVIDENCE FOR SENTENCING
AND IMPEACHMENT PURPOSES

COMES NOW the State of Georgia, by and through Ryan R. Leonard, Assistant District Attorney, and pursuant to O.C.G.A. § 17-10-7, 17-10-6.1, 17-10-6.2, 16-11-133, gives notice to **Larry Nation** of its intent to seek **Recidivist** punishment in the event the Defendant pleads or is found guilty. The State also intends to use this evidence for purposes of impeachment should the defendant choose to testify at trial, pursuant to O.C.G.A. § 24-9-84. The convictions intended for use in the above-captioned case are:

1. Douglas County Superior Court
Douglas County Georgia
Offense - Burglary
Having been sentenced on 5/12/75
2. Douglas County Superior Court
Douglas County Georgia
Offense - Habitual Violator
Having been sentenced on 4/14/83
3. Douglas County Superior Court
Douglas County Georgia
Offense - Habitual Violator
Having been sentenced on 10/15/85
4. Douglas County Superior Court
Douglas County Georgia
Offense - Habitual Violator
Having been sentenced on 3/16/94
5. Douglas County Superior Court
Douglas County Georgia
Offense - VGCSA
Having been sentenced on 1/19/01

IN THE SUPERIOR COURT OF DOUGLAS COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

§
§
§
§
§

NO. CR-11-861

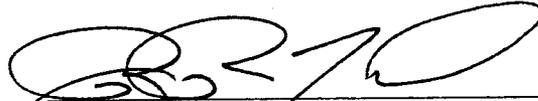
v.

LARRY NATION

CERTIFICATE OF SERVICE

I hereby serve the Defendant with a copy of the Notice of the State's Intent to Use Aggravating Evidence for Sentencing and Impeachment Purposes prior to trial by hand delivery, this 7th day of October, 2011. Service is made to:

Michael Ivan
PO Box 682765
Marietta Ga., 30068


Ryan R. Leonard
Assistant District Attorney
Douglas Judicial Circuit
Georgia State Bar No.446680

Official Report



Division of Forensic Sciences
Georgia Bureau of Investigation
State of Georgia

Headquarters
DOFS Case #: 2011-1010458
Report Date: 08/15/2011

George Herrin, Jr., Ph.D. *ASCLD/LAB-International*
Deputy Director * Accredited *



Requested Service: Solid Material - Drug Identification
Agency: Douglasville Police Department
Agency Ref#: 11005561
Requested by: S. Gruber

Case Individuals:

Subject: Larry Nation

Evidence:

On 06/03/2011, the laboratory received the following evidence from the Douglasville Police Department via Lockbox.

001 Sealed package(s) containing solid material. The seal placed on this evidence was not initialed. The evidence was sealed and initialed by laboratory personnel to meet accreditation standards.

Examinations Performed:

Evidence Submission #001
Electronic balance and/or mechanical scale
Gas chromatography/Mass spectrometry
Thin layer chromatography

Results and Conclusions:

Evidence Submission #001
Positive for cocaine in the sample tested
Schedule II
Net weight of total sample: Less than 1 gram

Only those items discussed in the results above were analyzed for this report. The above represents the interpretations/opinions of the undersigned analyst. Evidence analyzed in this report will be returned to the submitting agency. Biological evidence (body fluids and tissues) and fire debris extracts will be destroyed after one year. This report may not be reproduced except in full without written permission of the laboratory.

Technical notes and data supporting the conclusions and findings in this report are maintained within the laboratory case records.

This case may contain evidence that must be preserved in accordance with O.C.G.A. § 17-5-56.

Joshua Macenczak
Forensic Chemist
404-270-8117

Related Agencies:

Douglas Judicial Circuit
Douglas Co. District Attorney

End of Official Report

Official Report



Division of Forensic Sciences
Georgia Bureau of Investigation
State of Georgia

Headquarters
DOFS Case #: 2011-1010458
Report Date: 08/15/2011

George Herrin, Jr., Ph.D. *ASCLD/LAB-International*
Deputy Director * Accredited *



Requested Service: Solid Material - Drug Identification
Agency: Douglasville Police Department
Agency Ref#: 11005561
Requested by: S. Gruber

Case Individuals:

Subject: Larry Nation

Evidence:

On 06/03/2011, the laboratory received the following evidence from the Douglasville Police Department via Lockbox.

001 Sealed package(s) containing solid material. The seal placed on this evidence was not initialed. The evidence was sealed and initialed by laboratory personnel to meet accreditation standards.

Examinations Performed:

Evidence Submission #001
Electronic balance and/or mechanical scale
Gas chromatography/Mass spectrometry
Thin layer chromatography

Results and Conclusions:

Evidence Submission #001
Positive for cocaine in the sample tested
Schedule II
Net weight of total sample: Less than 1 gram

Only those items discussed in the results above were analyzed for this report. The above represents the interpretations/opinions of the undersigned analyst. Evidence analyzed in this report will be returned to the submitting agency. Biological evidence (body fluids and tissues) and fire debris extracts will be destroyed after one year. This report may not be reproduced except in full without written permission of the laboratory.

Technical notes and data supporting the conclusions and findings in this report are maintained within the laboratory case records.

This case may contain evidence that must be preserved in accordance with O.C.G.A. § 17-5-56.

Joshua Macenczak
Forensic Chemist
404-270-8117

Related Agencies:

Douglas Judicial Circuit
Douglas Co. District Attorney

End of Official Report

Official Report



Division of Forensic Sciences
Georgia Bureau of Investigation
State of Georgia

Headquarters
DOFS Case #: 2011-1010458
Report Date: 08/15/2011

George Herrin, Jr., Ph.D. *ASCLD/LAB-International*
Deputy Director *Accredited*



Requested Service: Solid Material - Drug Identification
Agency: Douglasville Police Department
Agency Ref#: 11005561
Requested by: S. Gruber

Case Individuals:

Subject: Cynthia Love Cox

Evidence:

On 06/03/2011, the laboratory received the following evidence from the Douglasville Police Department via Lockbox.

002 The following evidence was placed into a sealed container by DOFS staff.
002A Sealed package(s) containing solid material
002B Sealed package containing smoking device(s)

Examinations Performed:

Evidence Submission #002A
Electronic balance and/or mechanical scale
Gas chromatography/Mass spectrometry
Thin layer chromatography

Results and Conclusions:

Evidence Submission #002A
Positive for cocaine in the sample tested
Schedule II
Net weight of total sample: Less than 1 gram

Only those items discussed in the results above were analyzed for this report. The above represents the interpretations/opinions of the undersigned analyst. Evidence analyzed in this report will be returned to the submitting agency. Biological evidence (body fluids and tissues) and fire debris extracts will be destroyed after one year. This report may not be reproduced except in full without written permission of the laboratory.

Technical notes and data supporting the conclusions and findings in this report are maintained within the laboratory case records.

This case may contain evidence that must be preserved in accordance with O.C.G.A. § 17-5-56.

Joshua Macenczak
Forensic Chemist
404-270-8117

Related Agencies:

Douglas Judicial Circuit
Douglas Co. District Attorney

End of Official Report

ORIGINAL

IN THE SUPERIOR COURT OF DOUGLAS COUNTY
STATE OF GEORGIA

FILED

STATE OF GEORGIA)
)
Vs.)
)
LARRY NATION)
Defendant.)

12 AUG 30 AM 11:37
CASE NO. 11CR-861
SUPERIOR COURT
DOUGLAS COUNTY, GA
RHONDA G PAYNE CLK

NOTICE OF STATE'S INTENT TO USE AGGRAVATING EVIDENCE FOR SENTENCING AND IMPEACHMENT PURPOSES

COMES NOW, the State of Georgia, by and through Steven C. Knittel, Assistant District Attorney, and pursuant to O.C.G.A. § 17-10-7, 17-10-6.1, 17-10-6.2, 16-11-133, 16-13-30(c) and (d) gives notice to Larry Nation of its intent to seek Recidivist punishment in the event the Defendant pleads or is found guilty. The State also intends to use this evidence for the purpose of impeachment should the defendant choose to testify at trial, pursuant to O.C.G.A. § 24-9-84. The convictions intended for use in the above-captioned case are:

1. Douglas County Superior Court
Douglas County Georgia
Offense -Burglary
Having been sentenced on 05/12/1975
2. Douglas County Superior Court
Douglas County Georgia
Offense -Habitual Violator
Having been sentenced on 04/14/1983
3. Douglas County Superior Court
Douglas County Georgia
Offense -Habitual Violator
Having been sentenced on 10/15/1985
4. Douglas County Superior Court
Douglas County Georgia
Offense -Habitual Violator
Having been sentenced on 10/22/1985
5. Douglas County Superior Court
Douglas County Georgia
Offense - Habitual Violator
Having been sentenced on 03/16/1994

FELONY ACCUSATION

WITNESSES:

Ofc. Stacy Gruber
Ofc. Froelich
Douglasville Police Department
2083 Fairburn Road
Douglasville, GA 30135
Main Office: 770-920-3010
