

COURT OF APPEALS OF GEORGIA

RETURN NOTICE

December 8, 2015

To: Mr. Otto J. Orr, GD1073952, Floyd County Jail, 2526 New Calhoun Highway, Rome, Georgia 30161

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. We do not have a file to append your copy.
- 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.

'THE COURT OF APPEALS OF GEORGIA'

To The clerk of Georgia Appeals:

To whom it may concern:

Comes now Otto J Orr, of the Floyd county Jail, Informing this clerk of court that this appeal maybe Filed Pro-se. For at this moment it has been a conflict of Interest to my appointed counsel, Mr. James C. Wyatt, of Rome Georgia, Public defenders office. which Mr. Wyatt has Not Filed any motions upon my behalf and I am not trying to have this appeal being an out of time appeal.

Respectfully submitted

OTTO J. ORR #75585 - GDC# 1073952
2526 new CAI Hwy
Rome GA, 30161 - M- 306

Otto J. Orr
Defendant Pro-se

"Also note: My Transfer to the state penitentiary
GDC# 1073952

2015 DEC -8 AM 10:46
CLERK OF COURT

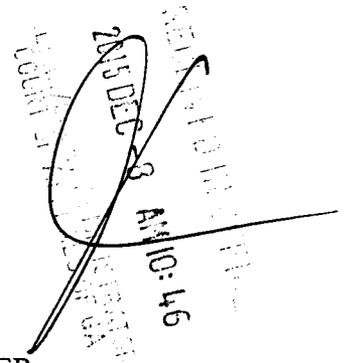
FORM 2 - PAUPER'S AFFIDAVIT

COURT OF APPEALS OF GEORGIA

OTTO J. Orr
APPELLANT *PRO-SE*

vs
The State
APPELLEE

CASE NUMBER
15CR01045-JF1001



PAUPER'S AFFIDAVIT

Comes now OTTO J. Orr (Appellant's name) first being duly sworn, deposes and states I am financially unable to pay the filing fee required for filing costs in the Court of Appeals of Georgia, and I request I be permitted to file Appellant's Application (Appellant's Brief or Appellant's Application) without having to pay filing fees. I further swear that the responses which I have made to the questions and instructions below are true.

1. 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: Dec 31st 2014, \$12.75 per hour,
May 14th 2015, Shaw Industries \$15.25

2. 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: _____

3. 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: _____

4. 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:

5. 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: _____

Kylan Cash Orr, worked as supervisor
Camille J. Orr - child support.

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. OCGA §16-10-70.

I, Otto J Orr, 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.

This the _____ day of _____, _____.

OTTO JABAR ORR
(Your name printed or typed)

Otto J Orr
(Sign your name.)

2526 NEWCASTLE HWY
Rome Georgia, 30161
(Your complete address and telephone number)

Sworn to and subscribed before me

SEAL

this the 24 day of Nov, 2015.

Deborah Bell Notary Public

FORM 3 - NOTICE OF INTENT

COURT OF APPEALS OF GEORGIA

OTTO J. ORT

APPELLANT

vs.
The STATE

APPELLEE

*

*

CASE NUMBER

15CR01045-JF1001

20 DEC 8 AM 10:47
COURT OF APPEALS OF GEORGIA

NOTICE OF INTENT

Comes now Appellant (Appellant/Appellee) in the above appeal and files this Notice of Intent to apply for certiorari to the Supreme Court of Georgia.

This the 24th day of November, 2015.

Otto J. Ort #75585 (Sign your name.)

2525 New Callahan Hwy.
Rome GA, 30161
(Your complete address.)

CERTIFICATE OF SERVICE

I certify that I have this day served the court of appeals (opposing party or attorney) with a copy of this Notice of Intent by Mailing a copy (hand delivery/ mailing a copy first class mail postage prepaid) to him/her at:

Suite 501, 47 Trinity Avenue, Atlanta, Georgia 30334.
(complete address of party served).

This the 24th day of November, 2015.

Otto J. Ort #75585 (Sign your name.)

FORM 4 - NOTICE OF FILING CERTIORARI

COURT OF APPEALS OF GEORGIA

OTTO J. ORR,

*

APPELLANT

*

vs.

The STATE,

*

CASE NUMBER

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15CR01045-JF1001

APPELLEE

NOTICE OF FILING PETITION OF CERTIORARI

Comes now Appellant (Appellant/Appellee) in the above appeal and shows he/she this day filed an application for certiorari with the Supreme Court of Georgia.

This the 24th day of November, 2015.

Otto J. Orr (Sign your name.)
2526 New Calloway Road, Rome, Georgia
30161,

(Your complete address.)

CERTIFICATE OF SERVICE

I certify that I have this day served the Court of Appeals (opposing party or attorney) with a copy of this Notice of Filing Petition of Certiorari by mailing a copy (hand delivery/ mailing a copy first class mail postage prepaid) to him/her at: Suite 501, 47 Trinity Avenue, Atlanta, Georgia 30334.

(complete address of party served).

This the 24th day of November, 2015.
Otto J. Orr (Sign your name.)

FORM 2 - PAUPER'S AFFIDAVIT

COURT OF APPEALS OF GEORGIA

OTTO J. Orr

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APPELLANT

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vs

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CASE NUMBER

The State

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This the _____ day of _____, _____.

OTTO JABAR ORR

(Your name printed or typed)

Otto J Orr

(Sign your name.)

2526 NEWCASTLE Havn hwy

Rome Georgia, 30161

(Your complete address and telephone number)

Sworn to and subscribed before me

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This the 24th day of November, 2015.

Otto J. Ort #75585 (Sign your name.)

2525 New CATHARN hwy,
Rome GA, 30161
(Your complete address.)

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I certify that I have this day served the court of appeals (opposing party or attorney) with a copy of this Notice of Intent by Mailing a copy (hand delivery/ mailing a copy first class mail postage prepaid) to him/her at:

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30161,

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