

# COURT OF APPEALS OF GEORGIA

## RETURN NOTICE

July 13, 2015

To: Mr. Otis Detavues Rivers, E-Pod, Columbia County Detention Center, Post Office Box 310, Appling, Georgia 30803

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.

Case number-2014CR1463

7-7-15

To whom this may concern my name Otis Detavues Rivers I'm currently  
an inmate at the Columbia County Detention Center. I have been here  
for nine months going on ten months. I have been sentence for seven weeks  
going on eight. I have been sentence every since May 21, 2015 for felony  
confinement for fleeing and Eluding. After my court date and I was sentence  
my public defender Tony E. Howard II came and visited me and told me  
to file for an appeal just to preserved my rights. I never wanted an  
appeal or need it I only did it because my attorney stated for me to do it  
and it would preserved my rights. I wrote the clerk of court Cindy Mason  
of Columbia county, I wrote the District Attorney office of Columbia county,  
I also wrote Tony E. Howard also stating to cancel the court date on August 7,  
2015. I wrote them again today stating that I want to cancel the process  
for the Appeal that I never wanted it or needed it. I want to get shipped  
to prison so I can come home to my family and get my life back.  
I'm begging yall to cancel the appeal please I don't want it or  
need it. Can yall please cancel the appeal A.S.A.P so I can go to  
prison I don't want it or need it. I only did it because my  
attorney said it will preserve my rights. Please help me by canceling the  
appeal I don't want it and never needed it. Thank you in Advance and God  
Bless Otis D. RIVERS

RECEIVED IN OFFICE

2015 JUL 10 PM 3:00

CLERK/COURT ADMINISTRATION  
COURT OF APPEALS OF GA