

COURT OF APPEALS OF GEORGIA  
DOCUMENT RETURN NOTICE FOR APPLICATIONS

14

To: *Marguise Robbins* 4/18/15  
Docket Number: Style: *Marguise Robbins v. Dept. of Corrections*

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

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

For Additional information, please go to the Court's website at: [www.gaappeals.us](http://www.gaappeals.us)

\* Certificate of service was to clerks office Court of Appeal.  
pro-se indicated court to serve AG & Dept of Corrections  
pro-se should serve these parties Not the Court.

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

April 9, 2015

**To:** Mr. Marquise Robins, Valdosta State Prison, P.O. Box 310, Valdosta, GA 31603

**Docket Number:**           **Style: Marquise Robins v. Department of Corrections**

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

1.  Your Application was not accompanied by the statutory filing fee, \$300.00 civil; \$80.00 criminal, or a sufficient pauper's affidavit. OCGA§5-6-4 and Rule 5 Please be advised that your pauper's affidavit should be notarized by a notary public.
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14.  Margins were too small or paper size was incorrect. Rules 1(c), 24(c), 30(e), 31(c) and 41(b).
15.  Your document was submitted for filing more than 30 days after the date of the order granting, denying or dismissing the application or the order granting, denying or dismissing the Motion for Reconsideration. Rules 30(j) and 31(j).
16.  Other:

**The certificate of service was to the Clerks Office Court of Appeal. Pro se indicated court to serve AG and the Department of Corrections. Pro se should serve these parties not the Court.**

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For Additional information, please go to the Court's website at: [www.gaappeals.us](http://www.gaappeals.us)

IN THE COURT OF APPEALS OF  
THE STATE OF GEORGIA

RECEIVED IN THE  
COURT OF APPEALS OF THE  
STATE OF GEORGIA  
5 APR -6 PM 3:39

MARQUISE ROBBINS,  
Plaintiff,

CIVIL ACTION No. \_\_\_\_\_

VS.

FILED: 3-16-2015

DEPT. OF CORRECTIONS  
Defendant.

APPLICATION FOR DISCRETIONARY APPEAL

PLAINTIFF, MARQUISE ROBBINS, PURSUANT TO O.C.G.A. 5-6-35 AND 42-12-8, REQUEST TO APPEAL THE DECISION OF THE JOHNSON COUNTY COURT TO HOLD PLAINTIFF'S CLAIMS TO BE WITHOUT MERIT AND NON-JUSTICIABLE. TO SUPPORT PLAINTIFF ENUMERATES BELOW:

1. THE COURT ERRED IN REFUSING TO ASSUME JURISDICTION OVER STATE LAW CONVERSION CLAIMS AGAINST THE GEORGIA DEPARTMENT OF CORRECTIONS. (SEE EXHIBIT "A" ATTACHED)

2. THE COURT ERRED IN REFUSING TO FILE, DOCKET, AND PROCESS COMPLAINT THAT WAS PROPERLY AND TIMELY SUBMITTED.

3. THE COURT ERRED IN DECIDING THAT PLAINTIFF'S PURSUED STATE LAW PERSONAL PROPERTY CLAIMS WERE NOT JUSTICIABLE.

4. THE COURT ERRED IN ITS SCREENING AND REVIEW PROCESS OF PLAINTIFF'S COMPLAINT IN ITS ENTIRETY. (SEE EXHIBIT "A" ATTACHED)

WHEREFORE, PLAINTIFF RESPECTFULLY REQUESTS FOR THIS COURT TO PRESUME JURISDICTION AND ACCEPT PLAINTIFF'S TIMELY SUBMITTED APPEAL.

RESPECTFULLY SUBMITTED THIS 31<sup>st</sup> day of MARCH, 2015.

Marquise Robbins  
Proise

MARQUISE ROBBINS  
#1000413667

VALDOSTA STATE PRISON  
P.O. BOX # 310  
VALDOSTA, GA 31603-0310

# CERTIFICATE OF SERVICE

UNDER PENALTY OF PERJURY, I CERTIFY, AND STATE THAT I HAVE MAILED A COPY OF THE WITHIN AND FOREGOING DOCUMENT AND ITS ATTACHMENTS, TODAY, THROUGH THE INTERNAL MAIL SYSTEM OF THE PRISON AND/OR VIA UNITED STATES POSTAL SERVICE, ADEQUATE FIRST-CLASS POSTAGE AFFIXED THERETO, TO CAUSE PROMPT DELIVERY TO THE FOLLOWING:

TO: COURT OF APPEALS OF GEORGIA  
CLERKS OFFICE, SUITE 501  
47 TRINITY AVENUE  
ATLANTA, GA 30334

This 31<sup>st</sup> day of MARCH, 2015.

PLEASE SERVE:

(1) DEPT OF CORRECTIONS  
2 MILK DRIVE Jr, suite 866  
ATLANTA, GA 30334-4300

(2) ATTORNEY GENERAL'S OFFICE  
40 CAPITOL SQ, S.W.  
ATLANTA, GA 30334-1300

  
Pro/se

#1000413667

V.S.P.  
P.O. BOX #310  
VALDOSTA, GA 31603-0310

# **ATTACHMENT “A”**



IN THE SUPERIOR COURT OF JOHNSON COUNTY  
STATE OF GEORGIA

BENCH TRIAL REQUESTED

MARQUISE ROBBINS,  
Plaintiff  
1000413667,  
Inmate Number

Civil Action No. \_\_\_\_\_

DEPT OF CORRECTIONS vs.  
\_\_\_\_\_  
\_\_\_\_\_  
Defendant(s)

Nature of Action:  
TORT MONETARY LAW

**INMATE FORM FOR CIVIL ACTION**

**PART I: BACKGROUND INFORMATION ON YOUR CONVICTION**

1. Name and location of prison in which you are now confined: VALDOSTA STATE PRISON  
VALDOSTA, GA 31603
2. Sentence you are now serving: 50 YEARS SERVE 25 YEARS

Name and location of court which imposed sentence: FULTON COUNTY SUPERIOR COURT  
OF ATLANTA, GA

Approximate date your sentence will be completed: \_\_\_\_\_

3. The indictment number or numbers (if known) upon which, and the offense or offenses for which sentence was imposed:
  - a. INDICTMENT #: 08SC73922  
GANG PARTICIPATION
  - b. THREE (3) COUNTS OF VOLUNTARY MANSLAUGHTER  
ATTEMPTED MURDER
  - c. \_\_\_\_\_

4. Give the approximate date upon which sentence was imposed and the terms of the sentence:
  - a. SENTENCE DATE: 8-12-10  
GANG PARTICIPATION, SERVE 15 W/PAROLE ELIGIBILITY
  - b. (3) COUNTS OF VOLUNTARY MANSLAUGHTER, SERVE 20 W/PAROLE ELIGIBILITY

ATTEMPTED MURDER, SERVE S W/PAROLE ELIGIBILITY

- c. \_\_\_\_\_
5. Check whether a finding of guilty was made after a plea of:
- Guilty
  - Guilty but mentally ill
  - Nolo contendere
  - Not guilty
6. If you were found guilty after a plea of not guilty, check whether the finding was made by:
- Jury
  - Judge only
7. Did you appeal from the judgment of conviction or the imposition of sentence?
- Yes
  - No

8. If you did appeal, answer the following:

a. The name of each court to which you appealed:

1. BALDWIN COUNTY SUPERIOR COURT

2. \_\_\_\_\_

3. \_\_\_\_\_

b. The result in each such court to which you appealed:

1. STILL PENDING

2. \_\_\_\_\_

3. \_\_\_\_\_

c. The approximate date of each such result:

1. \_\_\_\_\_

2. \_\_\_\_\_

3. \_\_\_\_\_

d. If known, citations of any written opinion orders entered pursuant to such results:

1. \_\_\_\_\_

2. \_\_\_\_\_

3. \_\_\_\_\_

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### PART II: OTHER LAWSUITS

9. OTHER THAN LAWSUITS ALREADY LISTED in questions 3 through 8, have you ever begun or are you now beginning other lawsuits in federal or state courts dealing with the same facts involved in this action or relating to your imprisonment?
- Yes
  - No

10. If your answer to number 9 is "Yes," describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline for each lawsuit.)

a. Parties to the previous lawsuit:

Plaintiffs: MARQUISE ROBBINS

Defendants: BRIAN OWENS

b. Court (If federal court, name the district. If state court, name the court and county):

U.S. NORTHERN DISTRICT - ATLANTA DIVISION

c. Docket Number: 1:14-CV-1746-M.H.S.-GG3

d. Name of judge to whom case was assigned: M.H.S.

e. Date on which you filed lawsuit: 7-7-14

f. Date of disposition, if any, of lawsuit: PENDING SCREENING PROCESS

g. What was the lawsuit about? DENIAL OF DUE PROCESS; 14th AMENDMENT CLAIM; PLACE OF CONFINEMENT

h. What was the outcome of the lawsuit? (For example, was the case dismissed? Was it appealed? Is it still pending? STILL PENDING

i. Citations, if known, to any written opinions or orders in the lawsuit: \_\_\_\_\_

### PART III: GRIEVANCE PROCEDURES

11. Is there a prisoner grievance procedure at the institution in which you are presently confined?

Yes  No

12. If your answer to number 11 is "Yes," please answer the following:

a. Did you present the facts relating to your complaint in the institution's prisoner grievance procedures?  Yes  No

b. If your answer to (a) above is "Yes,"

What steps did you take? I SUBMITTED A GRIEVANCE

What was the result? DENIED

c. If your answer to (a) above is "No," explain why not: \_\_\_\_\_

13. Tell what you have done, other than what you have described in question 12, to bring your complaints to the attention of prison officials. In doing so, give dates, places, and names of persons talked to.

I APPEALED THE DENIAL OF MY GRIEVANCE ON 6/14 AT JOHNSON STATE PRISON AND EXPLAINED THOROUGHLY WHAT HAPPENED TO MY PROPERTY. MY APPEAL WAS DENIED BY THE DEPT OF CORRECTIONS ON 7/21/14.

14. Names and approximate dates of entry and exit, and locations of all prisons and jails in which you have been incarcerated:

FULTON COUNTY JAIL FROM 11/17/08 TO 12/7/10; B.D.C.P. FROM 12/7/10 TO 4/26/11; B.S.P. FROM 4/26/11 TO 5/13/14; J.S.P. FROM 5/13/14 TO 6/18/14; G.S.P. FROM 6/18/14 TO 12/23/14; V.S.P. FROM 12/23/14 TO PRESENT DATE OF THIS FILING OF COMPLAINT.

15. As to your present confinement, please state:

- a. Which part of the penitentiary or jail are you held in : SEGREGATION HOUSING UNIT K-2
- b. How long have you been in this part of the penitentiary or jail? SINCE I ARRIVED ON 12/23/14 TO V.S.P.
- c. Please list the full name of every prisoner now confined in the same general area: I DONT KNOW THE INMATE'S HERE.

#### PART IV: STATEMENT OF CLAIMS

16. List the name and address of each plaintiff in this lawsuit: MARQUISE ROBBINS, VALDOSTA STATE PRISON, P.O. BOX # 310, VALDOSTA, GA 31603.

17. List below for each defendant, the defendant's full name, official position, and place of employment. Attach additional paper if necessary.

Full Name	Official Position	Place of Employment
DEPARTMENT OF CORRECTIONS		GEORGIA

STATEMENT OF CLAIM

18. Describe each and every FACT—no opinions or views, only the actual events—supporting and explaining the basis for the lawsuit you have filed. DESCRIBE HOW EACH DEFENDANT IS INVOLVED. Include also the names of other persons involved, dates and places. If you intend to allege a number of related claims, you should number and set forth each claim separately. DO NOT GIVE ANY LEGAL ARGUMENT OR CITE ANY CASES OR STATUTES. (You may attach additional sheets of paper if necessary.)

① ON 5-13-14 WHILE I WAS TRAVELING ON THE TRANSFER BUS, EN ROUTE TO JOHNSON STATE PRISON, MY PERSONAL PROPERTY FLEW OUT OF THE BUS' PROPERTY STORAGE AREA, UNDERNEATH THE BUS, AND ONTO THE HIGHWAY. ② SGT. BUSH AND SGT. ANDREWS WERE THE TRANSPORTING OFFICERS WHO WERE RESPONSIBLE FOR PROPERLY SECURING THE PROPERTY STORAGE AREA BEFORE DRIVING THE BUS EN ROUTE TO JOHNSON STATE PRISON. ③ WHEN I INFORMED THE TWO TRANSPORTING OFFICERS THAT MY BELONGINGS WERE BEING SCATTERED ONTO THE ROAD AND GRASS OF THE HIGHWAY, THE OFFICERS MADE A U-TURN, AND INSTEAD OF PICKING UP MY SCATTERED PROPERTY DUE TO NO HEAVY TRAFFIC IN A RURAL AREA, THE TWO TRANSPORTING OFFICERS SLOWLY DROVE PAST WATCHING MY BELONGINGS SCATTER FURTHER INTO THE WOODS AND BUSHES ON THIS PARTICULAR RURAL ROAD. ④ THERE WAS AT LEAST TEN (10) MINUTES BEFORE ANOTHER CAR DROVE BEHIND THE BUS, WHICH WOULD HAVE EASILY DROVE AROUND THE BUS ON THIS RURAL COUNTRY ROAD, THAT THE OFFICERS COULD HAVE USED TO RETRIEVE AT LEAST SOME OF MY BELONGINGS. ⑤ THERE WERE AT LEAST (30) THIRTY OTHER INMATES (SEE ATTACHMENT)

19. List the name and present address of every person who you believe was a witness to the facts set forth in number 18 and BRIEFLY state what each person knows (from having seen, heard, etc.) concerning what happened.

EACH AND EVERY INMATE WHO WAS ON THE TRANSFERING BUS WHO WERE TRANSFERRED TO JOHNSON STATE PRISON ON 5/13/14 WITNESSES, AND OBSERVED HOW THE PROPERTY STORAGE AREA WAS NOT SAFELY SECURED AS WE WERE DRIVING ON THE HIGHWAY, AND THE PROPERTY DOOR LOOSELY FLAPPED UP AND DOWN AS THE BUS WAS ACCELERATING. PROPERTY WAS FLYING OFF FROM UNDER THE BUS AT LEAST FOR A MILE OR SO, BEFORE THE OFFICERS MADE A SHORT U-TURN TO SEE WHAT HAD WENT WRONG. I DONT KNOW ANY OF THESE INMATE'S NAMES,

BUT EACH ONE WHO HAD SEEN ALL OF THE THINGS I STATED  
OCCURRED ON THE HIGHWAY PERTAINING TO MY PROPERTY SOARING  
OUT FROM UNDER THE BUS' PROPERTY AREA.

20. Please describe any legal argument you wish to make. You may add separate sheets of paper if necessary. It is not necessary that you present legal argument in order to obtain the relief to which you are entitled.

21. Briefly state the specific relief requested against each party. This means to state exactly what you want the court to do for you. DO NOT MAKE ANY LEGAL ARGUMENTS. DO NOT CITE CASES OR STATUTES.

① COMPENSATORY DAMAGES IN THE AMOUNT OF \$2,000.00 AGAINST  
DEFENDANT, JOINTLY AND SEVERALLY, TAX-FREE IN ONE LUMP SUM  
AMOUNT. ② EXEMPLARY DAMAGES IN THE AMOUNT OF \$100.00  
IN RAMEN NOODLE SOUPS, \$100.00 IN ICEY HONEY BUNS, \$100.00 IN  
6OZ. JARS OF PEANUT BUTTER AND \$100.00 IN LEGAL LAW BOOKS OF  
PLAINTIFF'S CHOOSING AGAINST DEFENDANT, SEVERALLY, TAX-FREE IN  
ONE-LUMP SUM AMOUNT. ③ COURT COSTS FOR FILING THIS SUIT.  
④ ATTORNEY FEES ⑤ A BENCH TRIAL ON ALL ISSUES BY THIS  
HONORABLE COURT. ⑥ ANY ADDITIONAL RELIEF THIS COURT MAY  
DEEM JUST, PROPER, AND EQUITABLE. ⑦ ASSUME JURISDICTION  
OVER CLAIMS SOUGHT HEREIN.

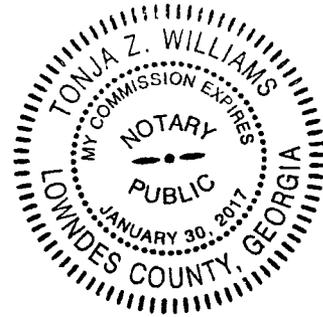
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I declare (or certify, verify, or state) under penalty of perjury that the foregoing statements made in this Inmate Form for Civil Action are true and correct.

Executed on 1-22-15  
Date

*Marquise Rottin*  
Signature of Plaintiff

Sworn to and subscribed before me this  
22<sup>nd</sup> day of January, 2015.  
*Tonja Williams*  
Notary Public or Other Person Authorized to Administer Oaths



## ATTACHMENT

BESIDES MYSELF, WHO WERE SHACKLED FROM WAIST-TO-ANKLE ON THE TRANSPORTING BUS, WHICH WOULD HAVE MADE IT NEARLY IMPOSSIBLE FOR ANY SECURITY IMPLICATIONS FOR THE OFFICER'S TO CONSIDER THEIR BASIS FOR NOT ATTEMPTING TO **RETRIEVE** MY PERSONAL PROPERTY. ⑥ UPON ARRIVING AT JOHNSON STATE PRISON, THE OFFICER'S AT INTAKE ALLOWED ME TO RECIEVE THE REMAINDER OF MY PERSONAL PROPERTY ONLY ON THE CONDITION THAT I SIGN MY NAME ON THE PERSONAL PROPERTY INVENTORY SHEET. ⑦ I EXPLAINED TO THE OFFICER'S THAT I NEEDED MY PROPERTY TO NOTIFY MY FAMILY AND THE COURTS THAT I HAVE NOW MOVED TO A NEW ADDRESS. ⑧ I ALSO INFORMED THE INTAKE STAFF THAT I AM DILIGENTLY INVOLVED IN LITIGATION AND LEGAL MATTERS WITH THE COURTS, AND COULD NOT AFFORD TO BE DEPRIVED OF THE REMAINDER OF MY PROPERTY. ⑨ AFTER LISTENING TO MY VIEWS ABOUT MY PROPERTY, THE STAFF INSISTED THAT I SIGN THE INVENTORY SHEET IN ORDER TO RECIEVE MY PROPERTY, SO I SIGN ~~ED~~ THE SHEET TO REGAIN MY PROPERTY. ⑩ WITHIN THE SAME WEEK I SUBMITTED A GRIEVANCE STATING THE FACTS INVOLVING MY **LOST** PROPERTY. ⑪ IN THIS GRIEVANCE I DESCRIBED THE LOST PROPERTY THAT WAS MISSING, ~~WHICH WERE~~ (4) LAW BOOKS, (3) SPECIFIC COURT TRANSCRIPTS, (1) CD PLAYER AND CL 20 HEADPHONES, (2) CD'S, (1) BOTTLE OF V05 SHAMPOO, (2) STICKS OF **SUAVE** DEODORANT, (3) PACKS OF "AA" DURACELL BATTERIES, AND (2) BOTTLES OF BABY POWDER. ⑫ WEEKS LATER AFTER THE SUBMISSION OF THIS GRIEVANCE THE CAPTAIN MRS. DUNCAN INTERVIEWED ME IN HER OFFICE TO GO OVER THE MISSING ITEMS I ASSERTED IN MY GRIEVANCE. ⑬ THE ONLY **ITEM** CAPT. DUNCAN SEEMED TO BE CONCERNED ABOUT WAS MY CD PLAYER NOT BEING LISTED ON NONE OF MY COMMISSARY PURCHASE RECEIPTS. ⑭ I EXPLAINED TO MRS. DUNCAN THAT I WAS GIVEN THE CD PLAYER, AND HEADPHONES FROM A INMATE WHO HAD GIVEN IT TO ME BECAUSE HE WAS BEING RELEASED

FROM BALDWIN STATE PRISON ABOUT A YEAR BEFORE I ARRIVED AT JOHNSON STATE PRISON. I ALSO EXPLAINED TO MRS. DUNCAN THAT THERE'S NO RULE IN THE STANDARD OPERATING PROCEDURES (SOP) THAT STATES INMATES CAN'T GIVE ANOTHER INMATE CD PLAYERS AND HEADPHONES AND CD'S PRIOR TO RELEASE. (15) MRS. DUNCAN DISREGARDED THIS INFORMATION AND INFORMED ME THAT I COULD NOT BE COMPENSATED FOR MY LOSS OF A CD PLAYER AND HEADPHONES W/ CD'S BECAUSE I DID NOT PERSONALLY BUY THOSE ITEMS. (16) SHE TOLD ME THAT THERE WAS NOTHING SHE COULD DO ABOUT MY MISSING LAW BOOKS BECAUSE I SIGNED THE INTAKE INVENTORY RECEIPT, WHICH INDICATES THAT ALL MY PROPERTY WERE RECEIVED. (17) SHE THEN CONCLUDED THAT I WOULD HAVE TO RECEIVE THE COURT TRANSCRIPTS FROM THE COURTS, WHICH WERE PURCHASED AT 0.50 PER PAGE COSTING MY FAMILY \$125.00 IN TOTAL FOR DOCUMENTS. (18) MRS. DUNCAN ALSO STATED THAT I WOULD RECEIVE THE HYGIENE PRODUCTS THAT I LOST DURING MY TRANSPORTATION TO JOHNSON STATE PRISON. (19) I NEVER RECEIVED ANY HYGIENE PRODUCTS FROM THE JOHNSON STATE PRISON STAFF, AND WAS SUBSEQUENTLY TRANSFERRED TO ANOTHER PRISON ON 6/18/14. (20) AS A RESULT OF SGT. JEROME ANDREWS, AND SGT. JAMES BUSH' GROSS NEGLIGENCE FOR LOSING MY PROPERTY AND BELONGINGS, I CONTINUE TO SUFFER FROM A UNLAWFUL CONVERSION. (21) AS A RESULT OF WARDEN, LARRY HOOKS, AND CAPTAIN DUNCAN' BREACH OF PROMISE TO REIMBURSE MY HYGIENE PRODUCTS, WHICH WAS AN UN-PAID DEBT, PROMISSORY NOTE, AND GENERAL ASSUMPT, I SUFFER FROM A UNCOMPENSATED LACK OF REDRESS. (22) AT ALL TIMES MENTIONED IN THIS COMPLAINT THE DEFENDANT ACTED UNDER COLOR OF STATE LAW.

## LEGAL CLAIMS

O.C.G.A. 51-10-1, DEPRIVATION OF POSSESSION OF PERSONALTY.

②③ THE DEPRIVATION OF MARQUISE ROBBIN'S PERSONAL PROPERTY PERMANENTLY BY SGT. JAMES BUSH AND SGT. JEROME ANDREWS, WHO FAILED TO PROPERLY SEAL AND SECURE THE TRANSPORTATION BUS' PROPERTY STORAGE AREA VIOLATED PLAINTIFF'S PROPERTY RIGHTS AND CONSTITUTED THE COMMON-LAW ACTION OF INVOLUNTARY CONVERSION.

O.C.G.A. 51-1-4, GROSS NEGLIGENCE BY CONVERSION.

②④ SGT. JAMES BUSH AND SGT. JEROME ANDREWS OWED PLAINTIFF THE DUTY TO PROPERLY SEAL AND SECURE THE PROPERTY STORAGE AREA OF THE TRANSPORTATION BUS FOR DELIVERY OF HIS PROPERTY

②⑤ SGT. JAMES BUSH AND SGT. JEROME ANDREWS BREACHED THAT DUTY WHEN THEY FAILED TO PROPERLY SECURE THE PROPERTY STORAGE THAT DISCHARGED PLAINTIFF'S PROPERTY ONTO THE SIDE OF A PASSING HIGHWAY.

②⑥ THE BREACH OF DUTY RESULTED IN EMOTIONAL INJURY AND DAMAGES.

②⑦ THE BREACH OF DUTY PROXIMATELY CAUSED THOSE DAMAGES.

O.C.G.A. 51-10-4, GRATUITOUS BAILMENT.

②⑧ SGT. JAMES BUSH AND SGT. JEROME ANDREWS CREATED A GRATUITOUS BAILMENT WHEN THEY FAILED TO PROPERLY DELIVER ALL OF PLAINTIFF'S PERSONAL PROPERTY TO THE DESIGNATED LOCATION CONTRACTED THROUGH THE DEPT OF CORRECTIONS AND NEGLIGENTLY CAUSED HIS PROPERTY TO DISCHARGE FROM THE TRANSPORTATION BUS.

### TORT ACTION OF ASSUMPSIT

②9 THE BREACH OF AN EXPRESSED CONTRACT BARGAINED WITH PLAINTIFF MARQUISE ROBBINS BY WARDEN LARRY HOOKS AND CAPTAIN DUNCAN, TO RE-IMBURSE PLAINTIFF WITH LOST HYGIENE PRODUCTS VIOLATED PLAINTIFF'S CONTRACT RIGHTS AND CONSTITUTED THE COMMON-LAW ACTION OF SPECIAL ASSUMPSIT.

### TORT ACTION OF DEBT

③0 THE FAILURE TO PAY PLAINTIFF MARQUISE ROBBINS THE SPECIFIED AMOUNT OF HYGENIC GOODS OWED BY WARDEN LARRY HOOKS AND CAPTAIN DUNCAN, BASED ON AN EXPRESSED AGREEMENT VIOLATED PLAINTIFF'S CONTRACT RIGHTS AND CONSTITUTED THE COMMON-LAW ACTION OF DEBT.

### TORT ACTION OF PROMISSORY NOTE

③1 WARDEN LARRY HOOKS AND CAPTAIN DUNCAN BREACH TO FULFILL THEIR UNCONDITIONAL WRITTEN PROMISE AND AGREEMENT TO RE-IMBURSE PLAINTIFF MARQUISE ROBBINS OF HIS LOST HYGENIC GOODS VIOLATED PLAINTIFF'S CONTRACT RIGHTS AND CONSTITUTED THE COMMON LAW ACTION OF PROMISSORY NOTE.

③2 THE PLAINTIFF HAS NO PLAIN, ADEQUATE OR COMPLETE REMEDY AT LAW TO REDRESS THE WRONGS DESCRIBED HEREIN. PLAINTIFF HAS BEEN AND WILL CONTINUE TO BE IRREPARABLY INJURED BY THE CONDUCT OF DEFENDANT UNLESS THIS COURT GRANTS THE MONETARY RELIEF WHICH PLAINTIFF SEEKS.

## LIST OF OTHER LAWSUITS

PLAINTIFF: MARQUISE ROBBINS  
DEFENDANTS: D.O.Q., IKECHUKWU AKUNWANNE, P. ENDRES, SPEIGTS, RODNEY SMITH, SGT. WILLIAMS  
COURT: BALDWIN COUNTY SUPERIOR COURT  
DOCKET #: 14-CV-47253  
JUDGE: DONT KNOW  
DISPOSITION: PENDING  
DATE OF FILING: 10-6-14

PLAINTIFF: MARQUISE ROBBINS  
DEFENDANTS: ROBERT TOOLE AND BRIAN OWENS  
COURT: U.S. SOUTHERN DISTRICT - STATESBORO DIVISION  
DOCKET #: 6:14-CV-105  
JUDGE: JAMES E. GRAHAM  
DISPOSITION: PENDING SCREENING PROCESS  
DATE OF FILING: 9-29-14

PLAINTIFF: MARQUISE ROBBINS  
DEFENDANTS: ROBERT TOOLE AND GEORGIA STATE PRISON FOOD SERV SUPERVISOR  
COURT: U.S. SOUTHERN DISTRICT OF GEORGIA - STATESBORO DIVISION  
DOCKET #: 6:14-CV-093-BAE-JEG  
JUDGE: B.A.E  
DISPOSITION: PENDING  
DATE OF FILING: 8-26-14

PLAINTIFF: MARQUISE ROBBINS  
DEFENDANTS: JOSHUA YOUNG, MARQUIS YOUNG, SCOTT TOBIW, JOHN AULETTA  
COURT: BALDWIN COUNTY SUPERIOR COURT  
DOCKET #: 14-CV-47211  
JUDGE: DONT KNOW  
DISPOSITION: PENDING  
DATE OF FILING: 8-22-14

PLAINTIFF: MARQUISE ROBBINS  
DEFENDANTS: BRIAN OWENS, COMMISSIONER  
COURT: FORSYTH COUNTY SUPERIOR COURT  
DOCKET #: 14-SC-1356-3  
JUDGE: PHILLIP C. SMITH  
DISPOSITION: DISMISSED W/O PREJUDICE - LACK OF JURISDICTION  
DATE OF FILING: 7-25-14  
DISPOSITION: 7-25-14

PLAINTIFF: MARQUISE ROBBINS  
DEFENDANTS: KEITH CARTER, AND CAGER DAVIS  
COURT: BALDWIN SUPERIOR COURT  
DOCKET #: 14-CV-47026  
JUDGE: WILLIAM A. PRIOR  
DISPOSITION: DISMISSED W/O PREJUDICE - LACK OF JURISDICTION  
DATE OF FILING: 4-14-14  
DATE OF DISPOSITION: 10-3-14

PLAINTIFF: MARQUISE ROBBINS  
DEFENDANTS: DA. C, LARRY JORDAN, T. JEFFERSON, RODNEY SMITH, GARY HARDEN  
COURT: BALDWIN COUNTY SUPERIOR COURT  
DOCKET #: 14-CV-47156  
JUDGE: HUGH V. WINGFIELD, III  
DISPOSITION: 10-3-14; VOLUNTARY DISMISSAL  
DATE OF FILING: 7-21-14

PLAINTIFF: MARQUISE ROBBINS  
DEFENDANTS: IKECHUKWU AKUNWANKWE, P. ENDRES, RODNEY SMITH, SGT. WILLIAMS  
COURT: U.S. MIDDLE DISTRICT OF GEORGIA - MACON DIVISION  
DOCKET #: 5:14-CV-134-MTT  
JUDGE: MARC THOMAS TREADWELL  
DISPOSITION: PENDING  
DATE OF FILING: 4-8-14

PLAINTIFF: MARQUISE ROBBINS  
DEFENDANTS: LARRY JORDAN, T. JEFFERSON, RODNEY SMITH, GARY HARDEN  
COURT: U.S. MIDDLE DISTRICT OF GEORGIA - MACON DIVISION  
DOCKET #: 5:14-CV-95-HL  
JUDGE: HUGH LAWSON  
DISPOSITION: DISMISSED W/O PREJUDICE - EXHAUST ADMIN REMEDIES  
DATE OF FILING: 3-4-14  
DATE OF DISPOSITION: 3-31-14

PLAINTIFF: MARQUISE ROBBINS  
DEFENDANTS: SHELIA OUBRE, KEITH CARTER, CAGER DAVIS  
COURT: U.S. MIDDLE DISTRICT OF GEORGIA - MACON DIVISION  
DOCKET #: 5:13-CV-318-CARL-CHW  
JUDGE: C. ASHLEY ROYAL  
DISPOSITION: PENDING  
DATE OF FILING: 9-16-13

IN THE SUPERIOR COURT OF JOHNSON COUNTY  
STATE OF GEORGIA

MARQUISE ALF ROBBINS  
Plaintiff  
1000413667  
Inmate Number

Civil Action No. \_\_\_\_\_

DEPT OF CORRECTIONS vs.  
\_\_\_\_\_  
\_\_\_\_\_  
Defendant(s)

Nature of Action:  
TORT MONETARY LAW

**REQUEST TO PROCEED INFORMA PAUPERIS**

I, MARQUISE ROBBINS, depose and say that I am the plaintiff in the above entitled case; that in support of my request to proceed without being required to prepay fees, costs, or give security therefor, I state that because of my poverty I am unable to pay the costs of said proceeding or to give security therefor; that I believe I am entitled to redress.

I further swear that the responses which I have made to questions and instructions below are true.

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

2. Are you presently employed?  Yes  No  
If the answer is "Yes," state the amount of your salary or wages per month, and give the name and address of your employer: \_\_\_\_\_

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

3. Have you received within the past twelve months any money from any of the following sources?  
Business, profession, or form of self-employment?  Yes  No  
Pensions, annuities, or life insurance payments?  Yes  No  
Rent payments, interest or dividends?  Yes  No

Gifts or inheritances?

Yes

No

Any other sources?

Yes

No

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

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

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

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

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

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

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

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

Margaret Roffin  
Signature of Plaintiff

1-22-15  
Date

VERIFICATION

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

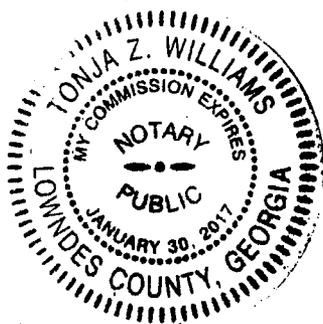
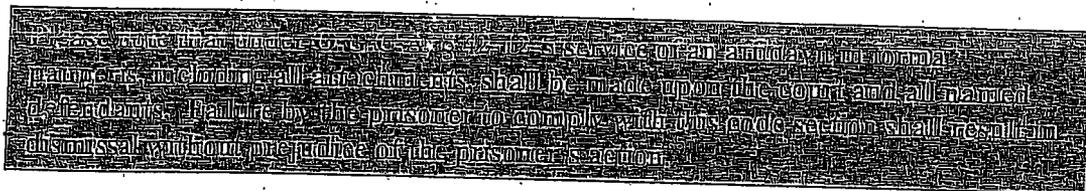
I am the plaintiff in this action and know the content of the above Request to Proceed in Forma Pauperis. I verify that the answers I have given are true of my own knowledge, except as to those matters that are stated in it on my information and belief, and as to those matters I believe them to be true.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

*Marquise Robbins*  
Signature of Affiant Plaintiff

1-22-15  
Date

Sworn to and subscribed before me this  
22nd day of January, 2015.

*Tonja Williams*  
Notary Public or Other Person Authorized to Administer Oaths



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

CERTIFICATION

I hereby certify that the Plaintiff herein, Marquise A. Robbins has an average monthly balance for the last twelve (12) months of \$ 83¢ on account at the Valdosta State Prison institution where confined. (If not confined for a full twelve (12) months, specify the number of months confined. Then compute the average monthly balance on that number of months.)

I further certify that Plaintiff likewise has the following securities according to the records of said institution: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Jane Corbett Paraprofessional 1/26/15  
Authorized Officer of Institution Date

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

Account Statement

**ROBBINS, MARQUISE**

Printed By: TILLMAN, PAMELA

GDC ID: 1000413667

Spendable Amount	Reserved Amount	Receipts On Hold	Funds Balance	Obligations/Court Charges
\$0.00	\$10.00	\$0.00	\$10.00	\$1,347.65

**RECEIPTS**

Receipt Date	Transaction ID	Receipt Type	Receipt Details	Receipt Amount
08/20/2013	11986100	BANK OF AMERICA RECEIPT	BOA-26658207 - 2914731	\$74.25
07/18/2013	11870442	BANK OF AMERICA RECEIPT	BOA-79028923 - 2869107	\$54.25
05/01/2013	11572192	BANK OF AMERICA RECEIPT	BOA-79007345 - 2751673	\$99.25
01/25/2013	11190179	BANK OF AMERICA RECEIPT	BOA-83597126 - 2591320	\$49.25
12/07/2012	11018988	BANK OF AMERICA RECEIPT	BOA-07388118 - 2515317	\$49.25
10/20/2012	10843924	BANK OF AMERICA RECEIPT	BOA-07374462 - 2442724	\$49.25
09/01/2012	10660985	JPAY DEPOSIT RECEIPT	JPAY - RIVERA, MIGUEL - 20790787	\$120.00
02/02/2012	9838113	WESTERN UNION QUICK COLLECT RECEIPT	WESTERN UNION ELECTRONIC TRANSFER - 1203278699502388	\$20.00
02/01/2012	9835001	JPAY DEPOSIT RECEIPT	JPAY - MCDURKO, CHRISTINA - 17150148	\$100.00
12/22/2011	9700255	BANK OF AMERICA RECEIPT	BOA-15583503 - 1944162	\$74.25
11/22/2011	9584983	JPAY DEPOSIT RECEIPT	JPAY - SCHOFIELD, THEJUANA - 16044162	\$50.00
06/30/2011	9046886	BANK OF AMERICA RECEIPT	BOA-10549437 - 1642689	\$29.25
05/12/2011	8876442	JPAY DEPOSIT RECEIPT	JPAY - RALPH, JOSCEL - 13309527	\$15.00
04/12/2011	8769716	BANK OF AMERICA RECEIPT	BOA-70955444 - 1525775	\$29.25

**WITHDRAWALS**

Date	Location Paid	Withdrawal Type	Payable To	Detail	Amount	Check No
09/12/2013	CENTRAL ACCT-OFFENDER TRUST	WITHDRAWAL FOR OBLIGATION	BALDWIN STATE PRISON	RECORD ID = 15986752. POSTAGE 09/12/2013 (CERTIFIED MAIL)	\$0.01	111421
09/04/2013	CENTRAL ACCT-OFFENDER TRUST	STORE PURCHASE	BALDWIN STATE PRISON	STORE PURCHASE	\$22.90	BOA ACH-2010000055
09/01/2013	CENTRAL ACCT-OFFENDER TRUST	WITHDRAWAL FOR OBLIGATION	GEORGIA DEPARTMENT OF CORRECTIONS	Monthly Processing Fee 09/2013	\$1.00	111649
08/28/2013	CENTRAL ACCT-OFFENDER TRUST	STORE PURCHASE	BALDWIN STATE PRISON	STORE PURCHASE	\$29.51	BOA ACH-2010000054
08/22/2013	CENTRAL ACCT-OFFENDER TRUST	WITHDRAWAL FOR OBLIGATION	BALDWIN STATE PRISON	RECORD ID = 15840350. POSTAGE 08/22/2013 (CERTIFIED MAIL)	\$14.00	110159
08/20/2013	CENTRAL ACCT-OFFENDER TRUST	WITHDRAWAL FOR OBLIGATION	GEORGIA DEPARTMENT OF CORRECTIONS	MONTHLY PROCESSING FEE FOR 08/2013	\$0.97	110209
08/20/2013	CENTRAL ACCT-OFFENDER TRUST	WITHDRAWAL FOR OBLIGATION	BALDWIN STATE PRISON	RECORD ID = 15803992. POSTAGE 3N/L 2L 08/08/2013	\$2.30	110159
08/20/2013	CENTRAL ACCT-OFFENDER TRUST	WITHDRAWAL FOR OBLIGATION	BALDWIN STATE PRISON	RECORD ID = 15825071. POSTAGE 08/15/2013	\$3.56	110159

K-2-52

**History of Accounts**  
**Offender ROBBINS , MARQUISE ALI - GDC ID1000413667**  
 Created On: 01/26/2015 @ 14:15

Outstanding Obligation Balance = \$1,347.65

Voucher

Location	Opened	Closed	Spendable	Reserved	Receipts on Hold	Funds Balance	Detailed Acct Stmt
CENTRAL ACCT-OFFENDER TRUST	04/12/2011		.00	10.00	.00	10.00	

**Obligations History**

Obligations	Balance
DISCIPLINARY REPORT FEE-OLD	.00
FEDERAL COURT FILING FEE	700.00
INDIGENT LOAN	596.65
MEDICAL CO-PAY	25.00
MONTHLY PROCESSING FEE	1.00
RX-COPAY	25.00

**No Court Charges Found.**

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Send your system questions and recommendations to us

IN THE SUPERIOR COURT OF JOHNSON COUNTY  
STATE OF GEORGIA

ANTE LITEM NOTICE REQUIREMENT PURSUANT  
TO GEORGIA LAW O.C.G.A. 50-21-26(Q)(2)

THIS IS A NOTICE OF A SUIT BEING BROUGHT UPON THE STATE GOVERNMENT ENTITY (GDOC) ON BEHALF OF THE ACCOUNTABILITY AND LIABILITY FOR THE ACTS AND OMISSIONS OF JOHNSON STATE PRISON TRANSPORTATION OFFICERS SGT. BUSH AND SGT. ANDREWS FOR THE NEGLIGENCE IN DESTRUCTION OF PROPERTY, CONVERSION BY WRONGFUL DESTRUCTION, INVOLUNTARY CONVERSION, AND OTHER RELATED PERSONAL PROPERTY STATUTES UNDER THE G.T.C.A. THIS ACTION WILL BE TAKEN UPON THE GDOC IN ITS OFFICIAL AND INDIVIDUAL CAPACITIES. THE ABOVE HAS BEEN ASSERTED AS THE BASIS OF MY CLAIM.

THE PLACE THE ACTS OCCURRED WERE AT JOHNSON STATE PRISON, WRIGHTSVILLE, GA 31096.

THE TIME THE EVENT AND INCIDENT OCCURRED, WAS ON MAY 13, 2014 BETWEEN THE HOURS OF 2 P.M. AND 4 P.M..

THE NATURE OF THE LOSS SUFFERED WERE IN DAMAGES TO TANGIBLE PROPERTY; PAIN AND SUFFERING.

PLAINTIFF'S EXHIBIT "A"

THE NATURE OF THE LOSS SUFFERED WERE IN DAMAGES TO TANGIBLE PROPERTY; AND PAIN AND SUFFERING.

THE AMOUNT OF THE LOSS CLAIMED FOR THIS SUIT IS THE EXACT PRICE FOR THE FOLLOWING MERCHANDISE: GEORGIA COURT RULES AND PROCEDURE LAW BOOK, GEORGIA RULES OF COURT ANNOTATED 2011 EDITION LAW BOOK, SOUTHEASTERN REPORTER, SECOND SERIES LAW BOOK, WRITING TO WIN: THE LEGAL WRITER LAW BOOK, SELF-HELP POST-CONVICTION HANDBOOK BY: JOE ALLAN BOUNDS, SENTENCING TRANSCRIPTS OF CRIMINAL CASE, JACKSON-DENNO HEARING TRANSCRIPTS OF CRIMINAL CASE, SENTENCE MODIFICATION TRANSCRIPTS OF CRIMINAL CASE, SONY ANTI-SKIP CD PLAYER AND CL 20 HEADPHONES, (12) OF THE FOLLOWING (CD'S)—JAYZ & KANYE WEST (WATCH THE THRONE), JAY-Z (REASONABLE DOUBT), 2PAC (M.E. AGAINST THE WORLD), 2PAC (ALL EYEZ ON ME (2 CD'S)) 2PAC (GREATEST HITS 2 CD'S), NAS (IT WAS WRITTEN), NOTORIOUS B.I.G. (LIFE AFTER DEATH (2 CD'S)), MOB DEE (LIFE OF INFAMOUS: BEST OF) 50 CENT (THE MASSACRE), FIRM (THE ALBUM), DMX (IT'S DARK AND HELL IS HOT), JA RULE (VENNI, VETTI, VECCI), TWO BOTTLES OF BABY POWDER, (2) STICKS OF SUAVE DEODORANT, (1) WRITING PAD, THREE PACKS OF "AA" DURECELL BATTERIES, AND COMPENSATORY DAMAGES AND PUNITIVE DAMAGES, JOINTLY

EXHIBIT "A"

AND SEVERALLY IN ONE LUMP SUM, TAX-FREE FOR PAIN AND SUFFERING SUBJECT TO PLAINTIFF FOR LOSS OF FAMILY PORTRAITS AND WRITTEN BOOKS BY PLAINTIFF.

THE ACTS AND OMISSIONS WHICH CAUSED THE LOSS IN THIS SUIT IS NEGLIGENCE FOR DESTRUCTION OF PERSONAL PROPERTY AND CONVERSION BY WRONGFUL DESTRUCTION, AND OTHER RELATED STATUTES OF THE G.T.C.A..

THE ABOVE ANTE LITEM NOTICE REQUIREMENT HAS BEEN SUBMITTED TO THE ATTORNEY GENERAL'S OFFICE, AND THE RISK MANAGEMENT DIVISION OF THE DEPT OF ADMINISTRATIVE SERVICES AS O.C.G.A. 50-21-26(G)(2) REQUIRES.

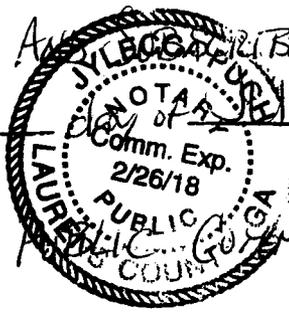
Marquise Perkins #1000413667 - Pro'se LITIGANT

P.O. Box #344  
JOHNSON STATE PRISON  
WRIGHTSVILLE, GA 31096

Marquise Perkins

EXHIBIT "A"

SWORN TO AND SUBSCRIBED BEFORE ME ON  
This 9 day of June, 2014.



NOTARY COMMISSION EXPIRES: 2-20-18

# EXHIBIT "A"

ANTE LITEM NOTICE REQUIREMENT PURSUANT TO G.T.C.A.,  
GEORGIA LAW O.C.G.A. 50-21-26(a)(2)

THIS IS A NOTICE OF A LAWSUIT BEING BROUGHT UPON THE STATE GOVERNMENT ENTITY (G.D.O.C.) ON BEHALF OF THE ACCOUNTABILITY AND LIABILITY FOR THE ACTS AND OMISSIONS OF JOHNSON STATE PRISON ADMINISTRATIVE AND SUPERVISORY OFFICIALS OF WARDEN LARRY HOOKS AND CAPTAIN DUNCAN, FOR THE NEGLIGENCE BY GENERAL ASSUMPSIT, DEBT, AND PROMISSORY NOTE. THIS ACTION WILL BE PURSUED UPON THE (D.O.C.) IN ITS OFFICIAL CAPACITY. THE ABOVE HAS BEEN ASSERTED AS THE BASIS OF PLAINTIFF'S CLAIMS.

THE ACT OCCURRED AT JOHNSON STATE PRISON, WRIGHTSVILLE, GA 31096.

THE TIME THE EVENT AND INCIDENT OCCURRED WERE THE DATES OF MAY 19, 2014 THROUGH JULY 21, 2014, THE NATURE OF THE LOSS SUFFERED WERE TANGIBLE PROPERTY, UNNECESSARY INCONVENIENCE, PAIN AND SUFFERING. THE AMOUNT OF THE LOSS CLAIMED ARE GOODS OF (1) 105 BOTTLED SHAMPOO, (2) STICKS OF SUAVE DEODORANT, (2) BOTTLE'S OF BABY POWDER, (3) PACKS OF "AA" DURACELL BATTERIES, AND \$100.00 DOLLARS IN ICED HONEY BUNS, \$100.00 DOLLARS IN RAMEN NOODLE SOUPS, AND \$100.00 DOLLARS IN 6OZ. PEANUT BUTTER JARS.

THE OMISSIONS WHICH CAUSED THE LOSS IN THIS SUIT WERE GENERAL ASSUMPSIT BY BREACH OF AN IMPLIED AGREEMENT, DEBT BY GOODS, AND PROMISSORY NOTE BY WRITTEN AND SIGNED PROMISE OF ~~HOOKS~~ ~~DUNCAN~~ DEFENDANT HOOKS, AND DUNCAN.

EXHIBIT "A"

THE ABOVE ANTE LITEM NOTICE REQUIREMENT HAS BEEN SUBMITTED TO THE DEPT OF CORRECTIONS AT THE LAST KNOWN ADDRESS, AND THE DEPT OF ADMINISTRATIVE SERVICES OF THE RISK MANAGEMENT SERVICES AS O.C.G.A. 50-21-26 (a)(2) REQUIRES.

RESPECTFULLY SUBMITTED BY,  
*Marquise Robbins*

ADDRESS: GEORGIA STATE PRISON  
300 FIRST AVE, SOUTH  
REIDSVILLE, GA 30453

This 6<sup>th</sup> day of AUGUST, 2014.

# PLAINTIFF'S EXHIBIT "B"

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Dir. of Risk Management  
200 Piedmont Ave SE  
Suite 804 West Tower  
Atlanta, GA 30337-9016

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

x T. Way

Agent

Addressee

B. Received by (Printed Name)

T. Way

C. Date of Delivery

8/12/14

D. Is delivery address different from item 1?  Yes

If YES, enter delivery address below:  No

3. Service Type

Certified Mail

Express Mail

Registered

Return Receipt for Merchandise

Insured Mail

C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

2. Article Number

(Transfer from service label)

7014 0150 0002 0946 7525

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY THAT I HAVE THIS DAY SERVED THE OPPOSING PARTY(IES) TO THIS ACTION WITH A TRUE AND CORRECT COPY OF THE WITHIN AND FORTHCOMING NOTICE REQUIREMENT CERTIFICATE AND THE WRITTEN NOTICE OF CLAIMS, EXHIBIT "A", BY PLACING A COPY OF SAME IN THE UNITED STATES MAIL, WITH ADEQUATE POSTAGE THEREON TO ENSURE PROMPT DELIVERY, AND ADDRESSING IT TO:

TO: DIRECTOR OF RISK MANAGEMENT  
200 FIDELITY AV., S.E.  
SUITE 1804, WEST TOWER  
ATLANTA, GA 30337-9004

THIS 6<sup>th</sup> DAY OF AUGUST, 2014.

Margaret Robinson  
Rose

## CERTIFICATE OF SERVICE

THIS IS TO CERTIFY THAT I HAVE THIS DAY SERVED THE OPPOSING PARTY(IES) TO THIS ACTION WITH A TRUE AND CORRECT COPY OF THE WITHIN AND FOREGOING NOTICE REQUIREMENT CERTIFICATE, AND TWO WRITTEN NOTICE OF CLAIMS, EXHIBIT "A'S", BY PLACING A COPY OF SAME IN THE UNITED STATES MAIL, WITH ADEQUATE POSTAGE THEREON TO ENSURE PROMPT DELIVERY, AND ADDRESSING IT TO:

TO: BRIAN OWENS, COMMISSIONER  
2 MARTIN LUTHER KING JR. DR.,  
EAST TOWER, SUITE 866  
ATLANTA, GA 30334-4300

THIS 6<sup>th</sup> day of AUGUST, 2014.

Maguire Roffin  
Pro'se

NOTICE REQUIREMENT PURSUANT TO D.C.C.A. 50-21-26(1)(2)(4) HAS BEEN SUCCESSFULLY FULFILLED BY PLAINTIFF MARCOISE R. BISHOP PRIOR TO FILING OF SUIT.

### TWO NOTICES

ATTACHED TO THIS CERTIFICATE IS A WRITTEN NOTICE OF CLAIMS PRESENTED AND DELIVERED TO THE STATE GOVERNMENT ENTITY (COMMISSIONER) OF THE DEPT OF CORRECTIONS BY FIRST CLASS MAIL. THIS WILL BE VERIFIED AS EXHIBIT "A"; ANOTHER ATTACHMENT TO THIS CERTIFICATE IS A WRITTEN NOTICE OF CLAIMS PRESENTED AND DELIVERED TO THE STATE GOVERNMENT ENTITY (COMMISSIONER) OF THE DEPT OF CORRECTIONS BY FIRST CLASS MAIL. THIS WILL ALSO BE VERIFIED AS EXHIBIT "A".

## NOTICE

UPON REASONABLE CAUSE, NOTICE IS GIVEN OF MY DEMANDS FOR PAYMENT OF DAMAGES IN THE AMOUNT OF \$ 836.00 ARISING OUT OF YOUR UNLAWFUL CONVERSION OF THE FOLLOWING PERSONAL PROPERTY OWNED BY THE UNDERSIGNED OWNER:

COURT TRANSCRIPTS = \$ 250.00

LEGAL BOOKS = \$ 500.00

CD PLAYER W/ 20 HEADPHONES AND 12 CDS = \$ 262.00

HYGIENE PRODUCTS AND CD PLAYER BATTERIES = \$ 24.00

TOTAL = \$ 836.00

PURSUANT TO CODE SECTION 51-10-6 OF THE OFFICIAL CODE OF GEORGIA AND STATUTES, YOU ARE FURTHER NOTIFIED THAT IF THE ABOVE-STATED AMOUNT IS NOT PAID, OR A WRITTEN AGREEMENT AS TO ITS PAYMENT IS NOT REACHED, WITHIN (30) DAYS OF THE DATE YOU RECEIVE THIS LETTER, I INTEND TO BRING AN ACTION AGAINST YOU FOR SUCH AMOUNT, PLUS ATTORNEY'S FEES, PLUS COURT COSTS, AND SUCH OTHER RELIEF AS THE LAW PROVIDES.

EXECUTED ON 1-5-15.

By: *Marquise Robbins*

MARQUISE ROBBINS

V.S.P. # 1000413667

P.O. BOX # 311

VALDOSTA, GA 31603

## CERTIFICATE OF SERVICE

THIS IS TO CERTIFY THAT I HAVE THIS DAY SERVED THE OPPOSING PARTY(IES) TO THIS ACTION WITH A TRUE AND CORRECT COPY OF THE WITHIN AND FOLLOWING NOTICE, BY PLACING IT IN THE PRISON MAILBOX IN A PROPERLY ADDRESSED ENVELOPE WITH SUFFICIENT FIRST CLASS POSTAGE AFFIXED THEREON.

TO: BRIM DUKINS, COMMISSIONER  
2 MARTIN LUTHER KING JR. DR.,  
EAST TOWN, SUITE 866  
ATLANTA, GA 30334-4500

This 5<sup>th</sup> day of JANUARY, 2013.

Margaret Robbin  
Prose

CONFIDENTIAL  
Offender GRIEVANCE FORM  
PLAINTIFFS EXHIBIT "C"

Attachment 1  
SOP 11B05-0001

INSTITUTIONAL STAFF USE ONLY	
OFFENDER NAME	MARQUISE ROBBINS
INSTITUTION	JOHNSON STATE PRISON
DATE COMPLETED FORM RECEIVED FROM OFFENDER	5-19-2014
DATE APPEAL RECEIVED	6-12-14
OFFENDER NUMBER	1000413667
GRIEVANCE NUMBER	173055
BY	[Signature]
BY	[Signature]

THIS FORM MUST BE COMPLETED IN INK. YOU MUST INCLUDE SPECIFIC INFORMATION CONCERNING YOUR GRIEVANCE TO INCLUDE DATES, NAMES OF PERSONS INVOLVED, AND WITNESSES.

DESCRIPTION OF INCIDENT:

ON 5-13-14 BETWEEN THE HOURS OF 2:00 P.M. AND 4:00 P.M., I WAS BEING TRANSPORTED TO JOHNSON STATE PRISON BY SGT. BUSH AND SGT. ANDREWS. DURING OR AROUND THE ABOVE TIME THAT I WAS BEING TRANSFERRED MY PERSONAL PROPERTY FLEW OFF OF THE PROPERTY STORAGE ON THE BOTTOM OF THE BUS BECAUSE THE OFFICERS, SGT. BUSH AND SGT. ANDREWS FAILED TO LOCK AND SECURE MY PROPERTY ONTO THE BUS. WHEN I INFORMED THESE TWO TRANSPORTING OFFICERS OF MY BELONGINGS BEING SCATTERED ON THE HIGHWAY, NEITHER OF THESE TWO TRANSPORTING OFFICERS MADE ANY ATTEMPTS TO RECOVER MY PERSONAL PROPERTY.

RESOLUTION REQUESTED:

THE MERCHANDISE THAT I LOST DURING THIS WHOLE ORDEAL WAS DEAR TO ME AND WAS PURCHASED WITH MY FAMILY HARD EARNED MONEY. SGT. BUSH AND SGT. ANDREWS HAVE ALREADY WROTE STATEMENTS ABOUT MY PERSONAL PROPERTY FALLING OFF OF THE BUS AND ONTO THE HIGHWAY, AS WELL AS MYSELF. THE CAPTAIN AT JOHNSON STATE PRISON HAS RECEIVED ALL THREE STATEMENTS AND INFORMED ME THAT THERE'S NOTHING SHE CAN DO ABOUT THE SITUATION. I WOULD LIKE TO BE REIMBURSED OR COMPENSATED FOR MY LOST PROPERTY OF (4) LAW BOOKS, (3) SPECIFIC COURT TRANSCRIPTS, (1) CD PLAYER AND HEADPHONE(S), (2) CD'S, (1) VHS SHAMPOO, (2) STICKS OF DEODORANT, (3) PACKS OF BATTERIES, (2) BABY POWDER.

SEE ATTACHED

Marquise Robbins  
OFFENDER Signature

5-19-14  
Date

Is this grievance being filed within the 10 day time limit? Please answer  Yes or  No. If the answer is No, please explain why.

**WARDEN'S/SUPERINTENDENT'S GRIEVANCE RESPONSE**

Offender's Name: **Robbins, Marquise**      Grievance Number: 173055  
GDC #: **1000413667**      Facility: **Johnson State Prison**

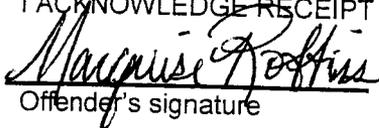
**RESPONSE TO GRIEVANCE:**

You advised Captain Duncan that you bought the CD Player at Baldwin S.P., which proved to be false. You will receive stated hygiene items. You had 6 books upon arrival and signed the form indicating that all property was received. You can, however, request additional transcripts from the courts if needed.

  
\_\_\_\_\_  
Warden's/Superintendent's signature

6/9/14  
\_\_\_\_\_  
(date)

I ACKNOWLEDGE RECEIPT OF THE ABOVE RESPONSE ON THIS DATE:

  
\_\_\_\_\_  
Offender's signature

6-11-14  
\_\_\_\_\_  
(date)

*You have seven (7) calendar days within which to appeal this Response to your Grievance Coordinator. If the last day is not a business day at your institution, you may file it on the next day that is a business day.*



Nathan Deal  
Governor

Georgia Department of Corrections  
Office of Investigations and Compliance  
Inmate Affairs Unit  
P. O. Box 1529  
Forsyth, Georgia 31029

Brian Owens  
Commissioner

## GRIEVANCE APPEAL RESPONSE

**Offender's Name: Robbins, Marquise**

**Grievance Number: 173055**

**GDC# 1000413667**

**Facility: Georgia State Prison  
(org. @ Johnson SP)**

A member of my staff has reviewed your grievance. You allege that on 5/13/14 while traveling on the transfer bus, en route to Johnson SP, your personal property flew out of the bus' property storage area, underneath the bus, and onto the highway. This review revealed that Sgt. Jerome Andrews and Sgt. James Bush acknowledge, while en route to Johnson SP, on 5/13/14, papers were seen coming from under the transfer bus. The bus was stopped and the property storage area checked. The storage door was found to be closed and latched, however not sealed properly. At that time, Sgt Andrews drove back down the road to pick up any loose papers but found the scene to be unsafe to stop due to heavy traffic. The officers did not see any items, other than paper beside the road. Upon arriving at Johnson SP, Inmate Robbins was allowed to retrieve his property from the bus' property storage area. A short time later, your property was inventoried and you signed the Inmate Personal Property Inventory sheet acknowledging all your property was present. Based on these facts, this grievance is denied.

Ricky Myrick, Director  
Investigations and Compliance

*Lisa Fountain*  
Lisa Fountain, Interim Manager  
Inmate Affairs Unit

7-21-14  
Date

I ACKNOWLEDGE RECEIPT OF THE ABOVE RESPONSE ON THIS DATE:

*Marguerite Rottin*  
Offender's signature

8-15-15  
Date

## CERTIFICATE OF SERVICE

THIS IS TO CERTIFY THAT I HAVE THIS DAY SERVED THE OPPOSING PARTY(IES) TO THIS ACTION WITH A TRUE AND CORRECT COPY OF THE WITHIN AND FOREGOING CIVIL ACTION, BY PLACING IT IN THE PRISON MAILBOX IN A PROPERLY ADDRESSED ENVELOPE WITH SUFFICIENT FIRST CLASS POSTAGE AFFIXED THERETO.

TO: CLERK FOR THE JOHNSON COUNTY SUPERIOR COURT  
COURTHOUSE SQUARE  
P.O. BOX # 321  
WRIGHTSVILLE, GEORGIA 31096

THIS 9<sup>th</sup> day of FEBRUARY, 2015.

Margie Robbin  
Pro'se

IN THE SUPERIOR STATE COURT OF JOHNSON COUNTY  
STATE OF GEORGIA

CIVIL ACTION  
NUMBER \_\_\_\_\_

MARQUISE ROBBINS

PLAINTIFF

VS.

DEPT OF CORRECTIONS

DEFENDANT

**SUMMONS**

TO THE ABOVE NAMED DEFENDANT:

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

MARQUISE ROBBINS #1000413667  
VALDOSTA STATE PRISON  
P.O. BOX # 310  
VALDOSTA, GEORGIA 31603

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

Clerk of Superior/State Court

BY \_\_\_\_\_  
Deputy Clerk

Civil Action No. \_\_\_\_\_

Date Filed \_\_\_\_\_

Superior Court  Magistrate Court   
 State Court  Probate Court   
 Juvenile Court

Georgia, JOHNSON COUNTY

Attorney's Address

MARQUISE ROBBINS #1002413667  
VALDOSTA STATE PRISON  
P.O. Box # 310  
VALDOSTA, GEORGIA 31603

MARQUISE ROBBINS

Plaintiff

VS.

Name and Address of Party to be Served.

DIRECTOR OF RISK MANAGEMENT  
200 PIEDMONT AVE, S.E., STE. 1804, WEST TOWER  
ATLANTA, GEORGIA 30337-9010

DEPT OF CORRECTIONS

Defendant

Garnishee

SHERIFF'S ENTRY OF SERVICE

PERSONAL

I have this day served the defendant \_\_\_\_\_ personally with a copy of the within action and summons.

NOTORIOUS

I have this day served the defendant \_\_\_\_\_ by leaving a copy of the action and summons at his most notorious place of abode in this County.

Delivered same into hands of \_\_\_\_\_ described as follows: age, about \_\_\_\_\_ years; weight \_\_\_\_\_ pounds; height, about \_\_\_\_\_ feet and \_\_\_\_\_ inches, domiciled at the residence of defendant.

CORPORATION

Served the defendant \_\_\_\_\_ a corporation by leaving a copy of the within action and summons with \_\_\_\_\_ in charge of the office and place of doing business of said Corporation in this County.

TACK & MAIL

I have this day served the above styled affidavit and summons on the defendant(s) by posting a copy of the same to the door of the premises designated in said affidavit, and on the same day of such posting by depositing a true copy of same in the United States Mail, First Class in an envelope properly addressed to the defendant(s) at the address shown in said summons, with adequate postage affixed thereon containing notice to the defendant(s) to answer said summons at the place stated in the summons.

NON EST

Diligent search made and defendant \_\_\_\_\_ not to be found in the jurisdiction of this Court.

This \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

DEPUTY