

# COURT OF APPEALS OF GEORGIA

## RETURN NOTICE

March 24, 2015

To: Mr. Shawn A. Shavers, GDC1001221362, Baldwin State Prison, Post Office Box 218,  
Hardwick, Georgia 31024

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.**

As noted in your correspondence, our docket reflects: Sharon Lee Hopkins, P.C., Post Office Box 2075 in Duluth, Georgia 30096, as your attorney of record.

- 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.

March 18, 2015

To: Stephen E. Castle, COURT Administrator  
Court of Appeals of Georgia  
Suite 501, 47 Trinity Ave.  
Atlanta, Georgia 30334

RECEIVED  
COURT OF APPEALS OF GEORGIA  
2015 MAR 23 PM 4:12

RE: CASE No. A15A1056

DEAR Mr. Castle

In response to the court's response stamped March 17, 2015, Petitioner does have a pending appeal and objects to the appeal submitted by Sharon L. Hopkins pursuant to Court of Appeal objection rules and presently have requested the pending appeal is amended. Petitioner has filed previous complaints against Attorney Hopkins (see enclosed received by BAR via certified mailing) to no avail. Counsel refused to relinquish a copy of Petitioner's trial transcript or records in violation to the sentencing court failure to grant Defendant a faretha hearing denying Defendant the right to proceed pro-se and refused to incorporate several issues related to Trial Counsel (IAC) (see enclosed

SAS: AOW LETTERS AND NUMEROUS OTHER ENUMERATIONS OF ERROR. THE DA HAS NOT RESPONDED AS OF DATE TO THE APPEAL. AN PETITIONER SEEKS IMMEDIATE REVIEW OF THIS MATTER. Respectfully Submitted

cc: File By: Sharon Hopkins

- William P. Smith BAR. No. 665000 GBA  
104 Marietta St. Suite 100, ATL GA. 30303
- Sharon L. Hopkins, Esq. P.O. Box 2075, Dekalb GA 30096
- Te Barnes, Clerk, Supreme Court of Georgia, 244 Washington St. SW, 572 State Office Annex, Atlanta, Georgia 30334

Baldwin State Prison  
P.O. Box 218  
Hardwick, Georgia 31024

W/ATTACHMENTS

FILED IN OFFICE  
FEB 17 2015  
CLERK COURT OF APPEALS OF GA

FILED IN OFFICE  
FEB 17 2015  
CLERK COURT OF APPEALS OF GA

February 13, 2015

To: Mr. Castler, clerk  
Court of Appeals of  
Georgia, suite 501, 47  
Trinity Ave, Atlanta,  
Georgia 30334

RECEIVED  
2015 FEB 26 11:11:18  
COURT OF APPEALS OF GEORGIA

RE: Court Appointed Appellant Counsel  
Sharon L. Hopkins, CA. 16. 12-8  
340-1

Dear clerk

I've objected to <sup>THE</sup> representation of the above-named Attorney based on an existing 'Conflict of Interest', see enclosed letter sent to Counsel. May the Court also take in consideration the enclosed GBA Complaint & Request to the court to be granted new counsel. Two other Notices i.e. December 2nd and Sept. 18, 2014 were processed by this Court re: Petitioner's objections to Counsel's conduct. Retitioner requests moves the Court to not except any filings from Counsel and order status hearing be conducted ASAP  
Thanks In Advance

SAS: AOW  
cc: file

Sincerely  
Sharon A. Shavers 100122136

January 18, 2015

For: Shannon W. Hopkins, Esq.  
Rt. Box 2075  
Dorset, Georgia 30096

RE: Withdrawal As Counsel

Dear counsel

As of date I've received no notice from you regarding the status of my appeal or copy of my trial Transcript or "Motion for New Trial" transcripts. As explained to Judge Hutchinson a 'Conflict of Interest' does exist based on your refusal to 1) forward copies of my Transcripts 2) incorporate various issues related to 'Ineffective Assistance of Trial Counsel' Eg. Counsel's abusive letters, threats as well as Attorney Lewis refusal to investigate certain aspects of habeas related to my case. Like Trial Counsel you've also neglected to subpoena two different Officers or put me on the stand during Trial. I believe the outcome of my trial would've been different based on several factors.

As your client I'm not in agreement with your representation and ASK notification is given to the COURT of Appeals and sentencing court. I'm requesting to be afforded a 'Faretta Hearing' immediately so as not to violate any time Frame set forth by the Court. No disrespect is intended but I'm not interested in any advice gaged towards the -



COURT OF APPEALS OF GEORGIA

RETURN NOTICE

February 26, 2015

To: Mr. Shawn A. Shavers, GDC1001221363, Baldwin State Prison, Post Office Box 218,  
Hardwick, Georgia 31024

Case Number: \_\_\_\_\_ Lower Court: \_\_\_\_\_ County Superior Court

Court of Appeals Case Number and Style: \_\_\_\_\_

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- 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.



*CONSUMER ASSISTANCE PROGRAM*

September 19, 2014

Mr. Shawn A. Shavers  
# 99452727  
Gwinnett County Detention Ctr.  
2900 University Parkway  
Lawrenceville, GA 30043

Re: Sharon L. Hopkins

Dear Mr. Shavers,

On the basis of the information you provided, the attorney has not violated the Rules of Professional Conduct that govern attorney discipline in Georgia, so the State Bar would not have jurisdiction over this matter.

Please be advised that any correspondence sent to the Consumer Assistance Program (CAP) cannot be passed to any other department. CAP is not required to return any original correspondence.

CAP keeps correspondence for only thirty days. After that, it is destroyed.

Sincerely,

Steven E. Conner  
Assistant Director, CAP

SEC/bd

**HEADQUARTERS**

104 Marietta St. NW, Suite 100  
Atlanta, GA 30303-2743  
404-527-8700 • 800-534-6865  
Fax 404-527-8717  
www.gabar.org

**COASTAL GEORGIA OFFICE**

18 E. Bay St.  
Savannah, GA 31401-1225  
912-259-9910 • 877-259-9910  
Fax 912-259-9970

**SOUTH GEORGIA OFFICE**

244 E. 2nd St. (31794)  
P.O. Box 1590  
Tifton, GA 31793-1590  
229-387-0446 • 800-350-0446  
Fax 229-382-7435

**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:

William P. Smith Ethics Director  
 Georgia Bar Association  
 Atlanta, GA 30303

2. Article Number

(Transfer from service label)

7014 1820 0001 0195 8144

PS Form 3811, July 2013

Domestic Return Receipt

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X *Ch*

Agent

Addressee

B. Received by (Printed Name)

*C Williams*

C. Date of Delivery

9/17/14

D. Is delivery address different from item 1?  Yes

If YES, enter delivery address below:  No

3. Service Type

Certified Mail®  Priority Mail Express™

Registered  Return Receipt for Merchandise

Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)

Yes

**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:

Stephen S. O'Leary, Attorney  
 General  
 40 Capital Square, SW, #  
 Atlanta, GA ~~30303~~  
 30334

2. Article Number

(Transfer from service label)

7014 1820 0001 0202 7757

PS Form 3811, July 2013

Domestic Return Receipt

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

Agent

Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?  Yes

If YES, enter delivery address below:  No

SEP 17 2014

3. Service Type

Certified Mail®  Priority Mail Express™

Registered  Return Receipt for Merchandise

Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)

Yes

0141820000102027788

RECEIVED IN OFFICE 28 2014  
2014 SEP 17 AM 10:50  
CLERK/COURT ADMINISTRATOR  
COURT OF APPEALS OF GA

To: Stephen E. Castlen Court Administrator  
Court of Appeals of Georgia  
Suite 501, 47 Trinity Ave.  
Atlanta, Georgia 30334

RE: Judicial Misconduct re: Defendants Trial Records / Appeal

Dear Clerk

I'm requesting the Court files this complaint and make further inquiry as to all records related to my Trial conducted Dec. 2013 i.e. Criminal case No. 12-B-3440-B scheduled Nov. 07, 2014 for Motion for New Trial Hearing, see enclosed Exhibits marked A-C. Aside from letters sent to Appellate Counsel Sharon L. Hopkins and Judge George F. Hutchinson the Attorney Generals Office and Georgia BAR, See Exhibits (i) and (d) has been appropriately notified as to Appellants concerns relating to the Trial record being doctored and of Counsels refusal to relinquish these records in accord with the criterion set forth pursuant to the Georgia Appellate Act.

Grievant has been refused access to several informations "material and Critical" to this trial and remaining cases) and seek a Court Order Directing the lower Court (Seals all Trial records i.e. Audio, Court Transcript and Matters recorded with the Clerk forwarding a copy to the Higher Court for review) and/or Commission should an Appeal be necessary). Court Officials disqualified from participating in any criminal proceedings are still involved in various hearings being conducted, Re Exhibits E.

THANKS IN ADVANCE

SAS: AOW

cc-File

Eric Holder, U.S. Dept. of Justice - Criminal Sec.

B. Obama President of United States

TO: ... COURT CLERK

Sincerely Yours  
Sharon A. SHARPE

EX. B (17)



Lawrence Lewis, P.C.

Attorney at Law

242 Culver Street  
Suite 103  
Lawrenceville, GA 30045  
(678) 407-9300 • FAX: (678) 407-9913

NOTE: COURT OF APPEALS  
TRIAL COUNSEL  
NEVER SUBMITTED DEFENDANTS  
APPEAL AS REQUESTED PARTICIPATED  
IN SEVERAL VIOLATION OF DEFENDANTS  
RIGHTS TO OBTAIN CONFESSION

December 17, 2013

Mr. Shawn Shavers  
Gwinnett County Detention Center  
2900 University Parkway  
Lawrenceville, GA 30043

RE: State of Georgia v. Shawn Shavers  
Indictment # 12B-3440-8

Dear Mr. Shavers:

I received your voice mail message, regarding filing a Notice of Appeal, rather than a Motion for New Trial. The judge was absolutely correct when he told you have not made one good decision during the trial. SO, clearly you want to continue the trend.

Please find enclosed your copies of the photos of the scene and the copies of the lease you requested. The prosecutor produced them for me, but I do not need them. Therefore, I am forwarding all copies to you without making any copies for myself. If they are lost, you should not look to me to assist in reproducing them, because I do not have copies.

You have left me with a list of projects, which will NOT be accomplished in the next forty-eight (48) hours. You ostensibly need the documents that were filed in Magistrate Court on this aggravated assault case, which I will try and locate. Since I will be filing a Notice of Appeal and requesting that you be appointed a new attorney (per your voicemail), I will not be filing a Motion to Dismiss on the Armed Robbery case, or a Motion to Recuse, because the appellate attorney needs to make that decision independent of me.

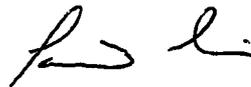
I have already explained to you in detail that the Motion for New Trial should be filed rather than the Notice of Appeal, because your appellate attorney does not need to

be placed under additional pressure to get a hold of the pre-trial transcripts and trial transcripts in order to prepare your appellate brief. TWO POINTS. First, you need a lot of hand holding, like a little child. I had to try your case, and explain everything to you while I was trying the case, like a law professor. You will not get that from your appellate attorney. Your appellate attorney will file and argue the issues they choose, not the ones you necessarily want. They will not argue things they know are absolutely incorrect. And they will not humor you. However, the appellate attorney may be willing to discuss those issues with you, until he/she is under the gun from the Court of Appeals to produce an appellate brief. The appellate attorney will know that you put them under that gun by filing a Notice of Appeal, when I specifically told you that you need to file a Motion for New Trial, in order to give the appellate attorney additional time to prepare. In addition, because we are now at the appeal stage where all of your research come to bear, you may want to represent yourself and file your own brief.

Second, when you mess up your appeal, your conviction will stand. Unlike your mistakes or missteps before and during trial, every mistake you make on the appeal will serve to affirm your conviction. IF you miss a date, your conviction will be affirmed. IF you fail to make an argument, your conviction will be affirmed. IF your conviction is affirmed, you will have thirty-one years to think about how you dismantled your life.

After I file the Notice of Appeal and ask for appellate counsel to replace me on the Aggravated Assault case, how do you want me to handle the Armed Robbery case? Am I withdrawing on all of your remaining cases, or will I be trying the next case in January. I suspect that your next trial will be in January, 2014. If there are any questions, please feel free to contact me.

Sincerely,



Lawrence Lewis

[REDACTED] they must determine that I was so ineffective that it warrants a new trial. It does not matter what you think, it only matters what the record shows, [REDACTED]

[REDACTED] When you finally get to your appeal, you are going to find that the record destroys most of your argument. [REDACTED] NOT BI-POLAR.

ANSWER I have no idea what you are referring to when you refer to documentation that violates the attorney client communication. You and I have barely spoken since I was appointed. THE REASON: You are a liar, and I needed to make sure whatever I communicated to you was in writing, and what you communicated to me was in writing. So, in addition to the trial and pre-trial record, I have a record of everything you and I have exchanged. That is the reason I told you on the phone I will not be coming out to see you at the jail. An hour at the jail with you is a total waste of time because the next day you will recall all sorts of shit I never said, and remind me of all sorts of things you never told me. It may be bi-polar, but I suspect it is more like you need a lot of attention.

There are no rules governing relationships with clients that indicates that while a client is pissing on me, I must pretend that it is rain, or 7-up. When clients act stupid, I get to act stupid. So, because you have no idea what it is to communicate respectfully, I don't even consider your views on professional conduct. More importantly, the trial and pre-trial record will communicate exactly your contempt for the judge, the prosecutor, me and the process. THE RECORD.

I have never told you, I will not be preparing to defend a case. I am ready on all of your remaining cases. What I told you is I am not going to chase down irrelevant evidence or witnesses for cases that I do not think are going to trial. [REDACTED]

[REDACTED] THE THE RECORD. I will not be sending the investigator on any other wild goose chases until I am certain that the cases are going to trial. The only case I think that the prosecutor will realistically pursue is the Aggravated Sodomy/Armed Robbery case. If you plead to a lesser offense for concurrent time, all of the other cases will be dismissed. If you reject the plea offer on the lesser offenses, you will have a jury trial. If you lose, you will face consecutive time on the charges. That will also be put on the RECORD in the very near future.

I am not pushing for any case to be tried, because [REDACTED] you, I don't think you need one more, irrespective of how great your defense might be. [REDACTED]

[REDACTED] you were told [REDACTED] judge [REDACTED] the or point [REDACTED] I was working for you [REDACTED]

RIGHT HERE NO INVESTIG

EXHIBIT L (B)



Lawrence Lewis, P.C.

Attorney at Law

242 Culver Street  
Suite 103  
Lawrenceville, GA 30045  
(678) 407-9300 • FAX: (678) 407-9913

Note: This was another grievance filed on Counsel to the Court (and BAR) months prior to trial yet never investigated.

October 31, 2013

Mr. Shawn Shavers  
Gwinnett County Detention Center  
2900 University Parkway  
Lawrenceville, GA 30043

Months before the DECEMBER trial counsels notifi ME I will be representing myself.

RE: State of Georgia v. Shawn Shavers  
Indictment # 12B-3440-8

Dear Mr. Shavers:

Please find enclosed the report from GBI indicating that the hair found on the rape victim is not your hair. Now that the report has been returned, you should be ready to go to trial in December, 2013. Given that you blatantly lied to the judge about our communications, I have limited our communications. You should be ready to try the case yourself in December, 2013, because whenever you are called to trial, you will be having your jury trial. (Whether I will be representing you, or you will be representing yourself) on Indictment # 12B-3440-8. If there are any questions, please feel free to contact me.

Sincerely,

Lawrence Lewis

10/31/13