

TO: COURT OF APPEALS OF GEORGIA  
Suite 501  
47 TRINITY AVENUE  
ATLANTA, GEORGIA 30334

7/20/15

From: ALEXIS VELEZ - CALIZ #1000800024  
CENTRAL STATE PRISONS  
4600 FULTON MILL RD.  
Macon, GA. 31208

DEAR CLERK,

PLEASE FIND ENCLOSED AN ORIGINAL  
AND ONE CARBON COPY OF THIS MOTION FOR EXTENSION  
OF FILING TIME. ALSO ENCLOSED IS A SELF-ADDRESSED  
STAMPED ENVELOPE FOR YOUR CONVENIENCE TO PLEASE  
RETURN TO ME A STAMP-FILED COPY OF THIS MOTION FOR  
MY OWN RECORDS.

THANK YOU VERY MUCH FOR YOUR TIME  
AND UNDERSTANDING IN THIS MATTER.

Respectfully,  
Alex Vel Cal  
PRO-SE APPELLANT

RECEIVED IN OFFICE  
2015 JUL 27 AM 11:16  
CLERK OF SUPERIOR COURT  
JULY 27 2015

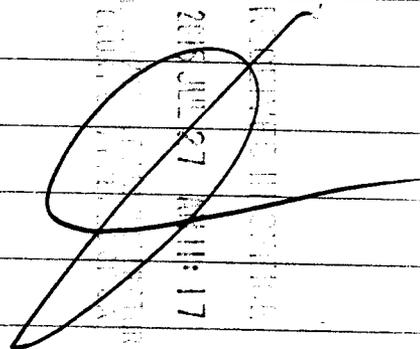
IN THE COURT OF APPEALS OF GEORGIA

ALEXIS VELEZ-CALIZ, \*  
APPELLANT \*

V. \* Case No. 12CR0166

STATE OF GEORGIA, \*  
APPELLEE \*

MOTION FOR EXTENSION  
OF FILING TIME



Comes Now Before This Honorable Court, ALEXIS VELEZ-CALIZ, PRO-SE APPELLANT IN THE ABOVE STYLED ACTION, AND MOVES THIS HONORABLE COURT, PURSUANT TO O.C.G.A. § 5-6-39; TO GRANT AN EXTENSION FOR APPELLANT TO RE-SUBMIT A NOTICE OF APPEAL AND A MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS, FOR THE FOLLOWING REASONS:

(1.)

APPELLANT SUBMITTED A MOTION TO RENDER JUDGMENTS VOID ON MAY 12, 2015, TO THE SUPERIOR COURT OF CHEROKEE COUNTY, ALONG WITH A RULE NISI; CERTIFICATE OF SERVICE; AND A MOTION TO PROCEED IN FORMA PAUPERIS.

(SEE ATTACHMENT #1)

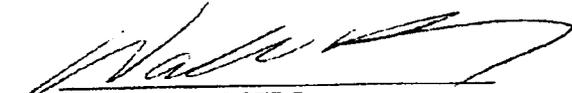
STATE V. ALEXIS VELEZ-CALIZ

COUNT 7

AND THE GRAND JURORS AFORESAID, in the name and behalf of the citizens of Georgia, further charge and accuse **ALEXIS VELEZ-CALIZ** with the offense of **RECKLESS DRIVING (O.C.G.A. § 40-6-390)** for that the said accused, on the 20th day of **MAY, 2011**, in Cherokee County, Georgia, then and there, did drive a vehicle in reckless disregard for the safety of persons and property, contrary to the laws of this State, the good order, peace and dignity thereof.

GARRY T. MOSS, District Attorney

SPECIAL PRESENTMENT



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WALLY W. ROGERS  
ASSISTANT DISTRICT ATTORNEY

CENTRAL STATE PRISON  
4600 FULTON MILL RD  
MACON, GA 31208

Attachment # 2

FILE COPY

IN THE SUPERIOR COURT OF CHEROKEE COUNTY  
STATE OF GEORGIA

JUN 25 2015

2015 JUN 23 PM 12:07  
PATTY BAKER, CLERK

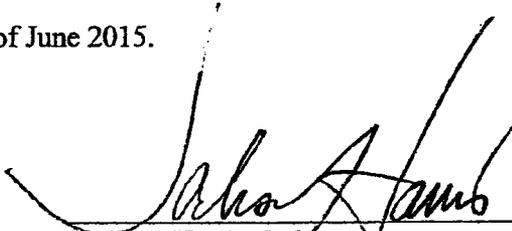
STATE OF GEORGIA, :  
 :  
 v. : FILE NO. 12CR0166  
 :  
 ALEXIS VELEZ-CALIZ, :  
 :  
 Defendant. :  
 :

ORDER

The above matter has come before the Court on Defendant's Motion to Render Indictments Void, the Court, having reviewed the record, finds that Defendant was found guilty sentenced on April 18, 2012 for the offenses of False Imprisonment, two counts of Aggravated Assault, Terroristic Threats, Possession of a Firearm during the Commission of a Crime and Reckless Driving. The Court of Appeals affirmed the conviction<sup>1</sup> May 13, 2014.

Defendant's Motion addresses the validity of his indictment and conviction but fails to support the allegation that his sentence is void. Defendant was sentenced in accordance with statutory guidelines. To the extent that Defendant seeks to void his underlying conviction, this Court is without jurisdiction to vacate a void judgment. Moreland v. State, 286 Ga. 545 (2010); see Matherlee v. State, 2010 WL 1010736 (2010) (content of argument and relief sought controls interpretation of a motion rather than its title).

Therefore, Defendant's Motion is **DENIED**.  
SO ORDERED, this 22nd day of June 2015.

  
Jackson Harris, Judge  
Superior Court of Cherokee County  
Blue Ridge Judicial Circuit

<sup>1</sup> The Court of Appeals opinion was not officially reported and is attached.

IN THE Superior Court of Cherokee County  
STATE OF GEORGIA

ALEXIS VELEZ-CALIZ, \*

APPELLANT \* CASE NO. 12 CR 0116

V. \*

THE STATE OF GEORGIA, \* RE: NOTICE OF APPEAL

APPELLEE \*

FILED IN THE SUPERIOR COURT  
OF CHEROKEE COUNTY GA  
JUL 13 2015  
PATRICK BAKER, CLERK

NOTICE OF APPEAL

NOTICE IS GIVEN THAT, ALEXIS VELEZ-CALIZ, IN THE ABOVE MATTER HEREBY APPEALS THE ORDER DENYING HIS MOTION TO RENDER JUDGMENTS VOID, ON THE 22 DAY OF JUNE, 2015, TO THE COURT OF APPEALS OF GEORGIA.

Let the Clerk omit nothing from the record. A transcript of evidence and proceedings will be filed for inclusion in the record.

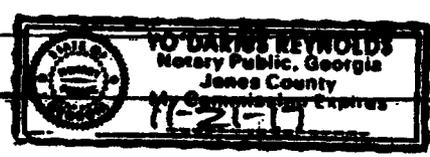
The Court of Appeals, rather than the Supreme Court of Georgia, has jurisdiction of this appeal pursuant to Article VI, Section VI, Paragraphs II and III of the Constitution of the State of Georgia.

Submitted this 02 day of July, 2015.

BY: Alexis Velez-Caliz GDC [Signature]  
Central State Prison 4600

Subscribed and Subscribed  
before me this 2nd day of July, 2015. Fulton Mill Rd.

D. Davis Reynolds  
Notary Public



Macan, GA 31208  
Alexis Velez-Caliz  
Pro se Appellant

# Certificate of Service

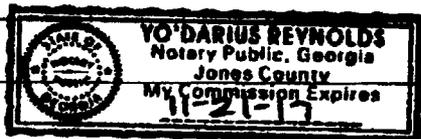
I HEREBY CERTIFY THAT THIS DAY A TRUE AND CORRECT COPY OF THIS NOTICE OF APPEAL HAS BEEN SERVED UPON THE PARTIES LISTED BELOW BY PLACING A COPY OF SAME IN THE U.S. MAIL WITH PROPER POSTAGE AFFIXED, ADDRESSED UPON:

Clerk of Superior Court of  
Cherokee County  
90 North St., Suite G-170  
Canton, GA 30114

Attorney General  
Law Department  
40 Capitol Square, S.W.  
Atlanta, GA 30334

Submitted THIS 02 day of July, 2015.

BY: Alexis Velez-Celis GC 10080024  
Central State Prison  
4600 Fulton Mill Rd.  
Macon, GA 31208



Alexis Velez Celis  
PRO-SE APPELLANT

Sworn to and Subscribed  
Before me this 2nd day of July, 2015.

Yo'Darius Reynolds  
Notary Public



PATTY BAKER  
CLERK SUPERIOR COURT

Cherokee County Justice Center  
90 North Street, Suite G-170  
Canton, Georgia 30114  
678-493-6511

JUL 16 2015

July 13, 2015

CENTRAL STATE PRISON  
4600 FULTON MILL RD  
MACON, GA 31208

Alexis Velez-Caliz #1000800024  
Central State Prison  
4600 Fulton Mill Road  
Macon, Georgia 31208

Re: State of Georgia vs. Alexis Velez-Caliz  
Criminal Case Number: 12CR0166

Dear Mr. Velez-Caliz:

Enclosed you will find a stamped filed copy of your Notice of Appeal. Also enclosed is the Notice of Appeal Costs. Once payment is received your appeal will be forwarded to the Court of Appeals.

Respectfully,

Deputy Clerk, Criminal Division/jlw  
Superior Court of Cherokee County

Enclosure(s)

SUPERIOR COURT:  
CIVIL ..... 678-493-6501  
CRIMINAL .... 678-493-6504

STATE COURT:  
CIVIL ..... 678-493-6555  
CRIMINAL ... 678-493-6550

JUVENILE  
COURT ..... 678-493-6560  
DEED DEPT . 678-493-6530

UCC DEPT. .... 678-493-6524  
INTANGIBLE  
TAX ..... 678-493-6527

SUPERIOR COURT OF CHEROKEE COUNTY  
STATE OF GEORGIA

ALEX VELEZ-CALIZ

Appellant,

v.

STATE OF GEORGIA

Appellee,

\* CRIMINAL ACTION  
\* FILE NO. 12CR0166  
\*  
\* CERTIFIED MAIL RETURN  
\* RECEIPT NO.  
\*  
\* NOTICE DATE 7/8/2015  
\*

NOTICE OF TRIAL COURT COSTS  
PURSUANT TO O.C.G.A 5-6-48

This notice of the amounts of costs in the trial court is provided to you pursuant to O.C.G.A. 5-6-48. Appeals are subject to dismissal by the court if "costs" are not paid within 20 days of your receipt of this notice. The schedule below specifies the costs in the above action by category. THE PARTIES SHOULD DETERMINE THE APPROPRIATE SUMS TO REMIT PURSUANT TO 5-6-48. In any event the sums specified in sections (f) and (g) must be paid before the record is transmitted to the appellate court. O.C.G.A 15-6-80.

(a) Cost of filing action.....	\$
(b) Cost to open default.....	\$
(c) Cost for subsequent service of process.....	\$
(d) Cost for issuance/recording execution.....	\$
(e) Cost:.....	
(f) Preparation of appellants designation of record.....	\$485.00
(g) Preparation of appellees designation of record.....	
TOTAL COSTS OF ACTION TO DATE.....	\$485.00

*J. West*  
Deputy Clerk



**Patty Baker**

*Clerk Superior, State, Magistrate & Juvenile Courts*  
Cherokee County Justice Center  
90 North Street, Suite G-170  
Canton, Georgia 30114

*Digital*

07/14/2015

**Alexis Velez-Calliz #1000800024**  
**Central State Prison**  
**4600 Fulton Mill Road**  
**Macon, Georgia 31208**

**JUL 16 2015**

**CENTRAL STATE PRISON**  
**4600 FULTON MILL RD**  
**MACON, GA 31208**

31208282801 0088



**ATTACHMENT #10**

# COURT OF APPEALS OF GEORGIA

## RETURN NOTICE

August 7, 2015

To: Mr. Alexis Velez-Caliz, GDC1000800024, Central State Prison, 4600 Fulton Mill Road,  
Macon, Georgia 31208

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 current case pending in the Court of Appeals of Georgia under the name of Alexis Velez-Caliz.**
- 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.