

COURT OF APPEALS OF GEORGIA

RETURN NOTICE

December 14, 2015

To: Mr. Bill Williams, GDC1259970, Wheeler Correctional Facility, Post Office Box 466, Alamo, Georgia 30411

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 the name of Bill Williams.**
- 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.

Bill Williams
Wheeler Correctional Facility
P.O. Box 466
Atlanta, Ga. 30411

1 December, 2015

Court Clerk & Administrator
Georgia Court of Appeals
334 State Judicial Building
40 Capitol Square, SW
Atlanta, Ga. 30334

RECEIVED
2015 DEC -9 PM 3:07
COURT OF APPEALS OF GA

RE: REQUEST FOR ASSISTANCE;

Dear Court Clerk & Administrator;

I wrote to you in late October. This is in reference to my Appeal from Cobb County. I have recently been moved to "Wheeler Correctional Facility" and to the above right hand corner I have put my new address there. In September 07, 2015 I filed a Notice OF APPEAL in Cobb County Superior Court case: 06-9-4192-28/06-9-4193-28 on 9-11-15 from denial of my motion for out-of-time appeal. As of today 13 weeks after filing, the Cobb County Superior Court Clerk has still not transmitted the appeal for docketing, nor has that office responded to any of my correspondence requesting either compliance with the law or an explanation. The order denying my motion for out-of-time appeal is directly appealable (Lunsford v. State) 237 Ga. App. 696, but that right is meaningless if clerks can simply refuse to forward appeals and/or records.

Please either do whatever is necessary to get my appeal docketed or advise me as to what I need to do. Thank you for your time and assistance.

Respectfully,
BILL WILLIAMS