

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

August 13, 2015

To: Mr. Eugene Wright, GDC421564, Telfair State Prison, Post Office Box 549, Helena, Georgia 31037

Docket Number: ----- **Style:** **Eugene Wright v. The State**

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 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:**

For Additional information, please go to the Court's website at: www.gaappeals.us

IN THE SUPERIOR COURT OF CHATHAM COUNTY
STATE OF GEORGIA

State of Georgia
Plaintiff

v.
Eugene Wright
Defendant

Indictment No. CR98-0063

RECEIVED IN THE
CLERK OF SUPERIOR COURT
CHATHAM COUNTY, GEORGIA
2015 AUG 12 PM 4:06

NOTICE OF AUD

APPLICATION FOR DISCRETIONARY APPEAL

Notice is hereby given that Defendant Eugene Wright, pro se, hereby applies for discretionary appeal of this Court's order denying his Motion to Vacate Void Sentence entered July 15, 2015 pursuant to OCGA § 5-6-35, et. seq.

The Georgia Court of Appeals has jurisdiction in that the offenses for which Defendant stands convicted are not punishable by death, hence not under the appellate jurisdiction of the Georgia Supreme Court. 1983 Georgia Constitution, Article VI, § V, ¶ III.

Defendant over this Court erred by misconstruing his motion as a request to vacate a void judgment versus void sentence resulting in an order based on the incorrect precedent, and failure to address a non-waivable merger issue resulting in multiple punishments for the same act.

The Clerk will please transmit the forementioned motion entered June 3, 2015, the Court's denial order entered July 15, 2015, and the above cited indictment, sentence disposition, and trial transcript, within 20 days of the filing of this notice in accordance with OCGA § 5-6-43(d)

and Court of Appeals Rules 17, 18, and 19. The remaining documents may be omitted. Defendant further requests the Clerk provide a copy of the index of the transmitted documents upon submission.

Respectfully submitted this 10th day of August, 2015.

Eugene Wright
Eugene Wright, pro se

CERTIFICATE OF SERVICE

This certifies that I have this 10th day of August, 2015 served the above notice and application by depositing copies in the US Mail with sufficient postage addressed to:

Clerk, GA Court of Appeals
47 Trinity Ave, Suite 501
Atlanta, GA 30334

Clerk, Chatham Co. Superior Court
PO Box 10227
Savannah, GA 31412

Chatham County District Attorney
Chatham County Courthouse, Rm 600
133 Montgomery St
Savannah, GA 31412

Eugene Wright
Eugene Wright, pro se

Please serve:

Eugene Wright - 421564
Telfair State Prison
PO Box 549
Helena, GA 31037

IN THE COURT OF APPEALS
STATE OF GEORGIA

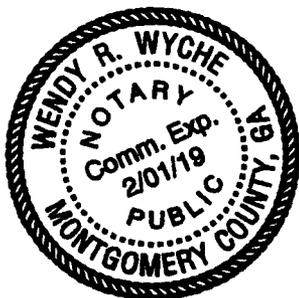
Eugene Wright
Appellant
v.
State of Georgia
Appellee

Appeal No. _____
From Chatham County Superior Court
Indictment No. CR 98-0063-J4

AFFIDAVIT OF INDIGENCE

By signature and notary below I, Eugene Wright, swear and affirm that I am indigent within the meaning of the law and because of my poverty I am unable to pay any cost or give any security toward the relief to which I believe I am entitled. I am not employed, have no property or real estate, little or no money in my prison account or any other bank account, and my financial circumstances are unlikely to change in the foreseeable future. Hence, I must request permission from this Court to proceed in forma pauperis.

This 4th day of August, 2015.



Eugene Wright
Eugene Wright

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2015 AUG 12 PM 4:06
CLERK OF SUPERIOR COURT
MONTGOMERY COUNTY, GA