



Court of Appeals

Memorandum

To: Presiding Judge William LeRoy McMurray, Jr.
From: *WLM*
William L. Martin, III
Subject: Reassignment of Cases to New Judges
Date: June 30, 1999

Below is the list of cases from your office to be assigned to the new judges. Before I make the official transfer of these cases from your office to the office of the new judges, please review the list and make sure that it is accurate and complete. If there are cases on this list which your office has completed, please identify a replacement case or cases so that we can have an equal assignment of cases from each judge's office. We need fourteen (14) April Term cases from each judge's office to be assigned to the new judges, eight (8) civil cases and six (6) criminal cases.

If the list is correct, please notify me of that fact as soon as you can.

Thank you.

Civil

A99A0833	SCOTT v. CARTER
A99A0890	STEPHENSON v. INGRAM
A99A0936	SOUTHWESTERN COMPOSITE TECHNOLOGY CORP v. AMERICUS SUMTER
A99A0954	HUDSON v. MEHAFFEY
A99A1013	TIDWELL v. COWETA COUNTY BOARD OF EDUCATION
A99A1028	HILLMAN v. COMPANY
A99A1041	MATTHEWS v. TELE-SYSTEMS
A99A1173	BOYER v. BROWN

CRIMINAL

A99A0799	THE STATE v. BLAIR
A99A0910	INGLETT v. THE STATE
A99A0911	INGLETT v. THE STATE
A99A0970	MCIVER v. THE STATE
A99A1226	WILLIAMS v. THE STATE
A99A1344	DRIVER v. THE STATE

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Court of Appeals

Memorandum

To: Presiding Judge William LeRoy McMurray, Jr.
From: *W.L. Martin*
William L. Martin, III
Subject: Assignment of Cases to Senior Judge Banke
Date: February 10, 1999

The following cases have been assigned from your office to Senior Judge Banke for him to author the opinion. The cases are:

MONTH	CASE NUMBER	STYLE	ASG CODE	STATUS
Jan	A99A0052	Kendall Yawn v. The State	92003C	ND
Jan	A99A0075	John Dally v. The State	92004C	ND
Jan	A99A0038	James McCullough v. Briarcliff	92003	ND
Jan	A99A0054	Mary Jo Robin v. Carol Fields	92004	ND

The following cases should be circulated to Senior Judge Banke for him to vote on in lieu of Judge Andrews. The cases are:

MONTH	CASE NUMBER	STYLE	ASG CODE	STATUS
Jan	A99A0091	The State v. John Manos	92005C	ND
Jan	A99A0112	Charlie Davidson v. The State	92006C	ND
Mar	A99A0766	Richard Watkins v. The State	92040C	ND
Mar	A99A0780	Roderick Bodiford v. The State	92041C	ND
Jan	A99A0073	Mike Buice v. Mid-State Auto	92005	ND

Jan	A99A0135	Cotton States v. Cecil Moore	92008	ND
Mar	A99A0726	Mack v. Nationwide Mutual	92037	ND
Mar	A99A0695	William Morris v. The State	92036C	ND

If you have any questions or if there are problems with the assignment of these cases, please contact me.

/ld

cc: Senior Judge Harold R. Banke
Bud Tirey
Marti Head
Gail Arceneaux



Court of Appeals

Memorandum

To: Presiding Judge William LeRoy McMurray, Jr.
From: *WT* William L. Martin, III
Subject: Assignment of Cases to Senior Judge Banke
Date: February 10, 1999

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If you have any questions or if there are problems with the assignment of these cases, please contact me.

/ld

cc: Senior Judge Harold R. Banke
Bud Tirey
Marti Head
Gail Arceneaux



Court of Appeals

Memorandum

To: Presiding Judge William Leroy McMurray, Jr.
From: *WL* William L. Martin, III
Subject: Assignment of Cases to Senior Judge Banke
Date: December 29, 1998

The following cases have been assigned from your office to Senior Judge Banke for him to author the opinion. The cases are:

MONTH	CASE NUMBER	STYLE	ASG CODE	STATUS
Sep	A98A1766	Hedquist v. Lynch	92095	ND
Sep	A98A1799	Reginald Byrd v. The State	92085C	ND

The following cases have been assigned to Senior Judge Banke for him to vote on in lieu of Chief Judge Andrews. The cases are:

MONTH	CASE NUMBER	STYLE	ASG CODE	STATUS
Sep	A98A1746	Regency Executive v. Wilmock	92094	ND
Sep	A98A1789	Glen Stinson v. Artistic Pools	92096	ND
Sep	A98A1814	Richard McAlister v. The State	92086C	ND
Sep	A98A1723	Keith Wynn v. The State	92081C	ND

If you have any questions or if there are problems with the assignment of these cases, please contact me.

/ld

cc: Senior Judge Harold R. Banke

Bud Tirey

Marti Head

Gail Arceneaux



Court of Appeals

Memorandum

To: Presiding Judge William Leroy McMurray, Jr.
From: *W. L. Martin*
William L. Martin, III
Subject: Assignment of Cases to Senior Judge Banke
Date: December 29, 1998

The following cases have been assigned from your office to Senior Judge Banke for him to author the opinion. The cases are:

MONTH	CASE NUMBER	STYLE	ASG CODE	STATUS
Sep	A98A1766	Hedquist v. Lynch	92095	ND
Sep	A98A1799	Reginald Byrd v. The State	92085C	ND

The following cases have been assigned to Senior Judge Banke for him to vote on in lieu of Judge Blackburn. The cases are:

MONTH	CASE NUMBER	STYLE	ASG CODE	STATUS
Sep	A98A1746	Regency Executive v. Wilmock	92094	ND
Sep	A98A1789	Glen Stinson v. Artistic Pools	92096	ND
Sep	A98A1814	Richard McAlister v. The State	92086C	ND
Sep	A98A1723	Keith Wynn v. The State	92081C	ND

If you have any questions or if there are problems with the assignment of these cases, please contact me.

/ld

cc: Senior Judge Harold R. Banke
Bud Tirey
Marti Head
Gail Arceneaux



Court of Appeals

Memorandum

To: Presiding Judge William LeRoy McMurray, Jr.

From: *W. Martin*
William L. Martin, III

Subject: A99A0850. In the Interest of B.K., a Child
A99A0851. In the Interest of R.K., a Child

Date: July 29, 1999

I called Mr. Luther Jones' office, yesterday and today, trying to reach him about his Motion for Permission to Withdraw. Today, a secretary returned my call, and said that Mr. Jones had been in jury trials all week.

I read to her the Court's order, a copy of which I have attached, and suggested that Mr. Jones act accordingly.

I was informed by Mr. Jones' secretary that he has had trouble communicating with his clients who are incarcerated in YDC.

Briefs and enumerations of errors of the appellants have been filed in each case. Technically, Mr. Jones has done everything that is required of him under the rules to prosecute the appeals. There has been no filing of the appellee's briefs in these matters.

Please let me know if I can be of further assistance to your office in this matter.

Thank you.

/ld
Attachment



Court of Appeals

Memorandum

To: Presiding Judge William LeRoy McMurray, Jr.

From: *W. L. Martin*
William L. Martin, III

Subject: A99A0850. In the Interest of B.K., a Child
A99A0851. In the Interest of R.K., a Child

Date: March 5, 1999

I have spoken with Mr. W. Luther Jones, attorney for the appellant in the above matter, and informed him of the Court's requirements under Rule 40(f)(2) insofar as the Court needs an affidavit from the appellants regarding the Motion for Permission to Withdraw the Appeal. Mr. Jones said he would comply. He stated that he and the district attorney had been able to work out a negotiated sentence for the matter obviating the need for the appeal.

If you need further information or if I can be of further assistance to you in this matter, please do not hesitate to contact me.

/ld

Attachments

Court of Appeals of the State of Georgia

ATLANTA, July 28, 1999

The Court of Appeals hereby passes the following order:

A99A0850. IN THE INTEREST OF B. K., a Child.

A99A0851. IN THE INTEREST OF R. K., a Child.

In these companion appeals, each minor was adjudicated delinquent by the Juvenile Court of Troup County on November 9, 1998, and committed to the custody of the Youth Detention Center. Notices of appeal were filed and the cases were docketed in the Court of Appeals of Georgia on December 23, 1998, for the April 1999 Term. The record as designated by appellants was forwarded to this Court on December 28, 1998. On March 2, 1999, counsel for appellants filed identical motions to withdraw each appeal. On March 5, 1999, counsel was instructed by the Clerk of the Court of Appeals to submit the affidavit of each appellant agreeing to the withdrawal of the appeal, as contemplated by Georgia Court of Appeals Rule 41 (f) (2). To date, no such affidavit has been filed with the Clerk of the Court of Appeals.

These cases are viewed as subject to expedited review by this Court. OCGA § 5-6-43 (c). Article 6, Section 1, Paragraph 4 of the 1983 Georgia Constitution recognizes the inherent authority of the appellate court to issue any order in aid of our jurisdiction, or to protect and effectuate our judgments. In Case Number

A99A0850 and Case Number A99A0851, it is hereby ORDERED that the Rule 41 (f) (2) affidavits of B. K. and R. K. previously requested by this Court be physically filed with the Clerk of the Court of Appeals no later than 4:30 p.m., Monday, August 9, 1999. Georgia Court of Appeals Rule 7. Alternatively, each appellant should notify the Clerk of the Court of Appeals in writing by August 9, 1999, that he does not wish to withdraw his respective appeal.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta

JUL 28 1999

I certify that the above is a true extract from the minutes of the Court of Appeals of Georgia.

Witness my signature and the seal of said court hereto affixed the day and year last above written.

Clerk.

Will. L. Martin, III