

GEORGIA DEPARTMENT OF LAW

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January 19, 2018

VIA UPS

Honorable Scott S. Harris Clerk of the United States Supreme Court 1 First Street, N.E. Washington, D.C. 20543

Re:

Marion Wilson v. Eric Sellers, Warden, No. 16-6855

Dear Mr. Harris:

cc:

I write to notify the Court of new authority relevant to this case.

In his brief on the merits in this Court, Respondent Eric Sellers addressed the process by which the Supreme Court of Georgia evaluates a habeas petitioner's application for a certificate of probable cause to appeal. That process was also discussed at oral argument.

On January 16, 2018, the Supreme Court of Georgia published a per curiam opinion explicitly referring to *Wilson v. Sellers*, No. 16-6855, and explaining in detail the Supreme Court of Georgia's "habeas application review process" and "the import of [its] summary denial of a habeas application." *See Redmon v. Johnson*, No. S16H1197, slip op. at 1–2, 4, 2018 WL 415714, at *1–2 (Ga. Jan. 16, 2018) (citing *Wilson v. Warden*, 834 F.3d 1227 (11th Cir. 2016) (en banc), cert. granted sub nom. *Wilson v. Sellers*, 137 S. Ct. 1203 (U.S. Feb. 27, 2017) (No. 16-6855)).

The Supreme Court of Georgia's opinion is available at: https://www.gasupreme.us/wp-content/uploads/2018/01/s16h1197.pdf.

Respectfully,

Sarah Hawkins Warren

Solicitor General of Georgia

Counsel for Respondent

Brian Kammer, Counsel of Record (via USPS)
Mark E. Olive, Counsel of Record (via USPS)