

## Court of Appeals of the State of Georgia

ATLANTA, November 22, 2019

*The Court of Appeals hereby passes the following order:*

**A20A0361. OBATALA BLOUNT v. BRIDGETT BEECHER.**

Obtala Blount has filed an original mandamus action in this Court against Bridgett Blecher, Deputy Clerk of the Superior Court of Tattnall County. Blount asks this Court to compel Blecher to file and process the notice of appeal he filed in a proceeding before the superior court. This case is not, however, subject to original mandamus relief by our Court.

Appellate courts have mandamus authority in aid of their jurisdiction, see Ga. Const. of 1983, Art. VI, Sec. I, Par. IV, but the need to resort to the appellate courts for such relief is “extremely rare” because “the superior courts of this state have the power, in proper cases, to issue process in the nature of mandamus, prohibition, specific performance, quo warranto, and injunction[.]” *Brown v. Johnson*, 251 Ga. 436, 436 (306 SE2d 655) (1983). Moreover, mandamus will issue “only if (1) no other adequate legal remedy is available to effectuate the relief sought; and (2) the applicant has a clear legal right to such relief.” *Bibb County v. Monroe County*, 294 Ga. 730, 734 (2) (755 SE2d 760) (2014).

This is not one of the extremely rare instances in which this Court will exercise original mandamus jurisdiction. See *Gay v. Owens*, 292 Ga. 480, 482-483 (2) (738 SE2d 614) (2013). Until Blount has pursued mandamus relief in superior court and obtained a ruling thereon, there is no basis for this Court to exercise jurisdiction. See *Brown*, 251 Ga. at 436. Accordingly, this petition for writ of mandamus is hereby DISMISSED.

# APPENDIX A

S20C0689



*Court of Appeals of the State of Georgia*

*Clerk's Office, Atlanta, 11/22/2019*

*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.*

*Stephen E. Castle*

*, Clerk.*

# APPENDIX A

S20C0689

## Court of Appeals of the State of Georgia

ATLANTA, October 23, 2019

*The Court of Appeals hereby passes the following order*

**A20A0361. OBATALA BLOUNT v. BRIDGETT BEECHER.**

The APPELLANT'S motion for AN EXTENSION OF TIME in which to file an enumeration of errors and brief in the above-styled case is hereby GRANTED until 11/07/2019.

The appellee's brief shall be filed within 20 days after the filing of the appellant's brief.



*Court of Appeals of the State of Georgia*

*Clerk's Office, Atlanta, October 23, 2019.*

*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.*

*Stephen E. Castle*, Clerk. .

Plaintiff's  
Exhibit J

# COURT OF APPEALS OF GEORGIA

## RETURN NOTICE

June 4, 2019

To: Mr. Obatala Blount, GDC816424, Hay's State Prison, P.O. Box 668, Trion, GA 30753

Case Number: 2018NH7CR Lower Court: Tattnall 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 Obatala Blount. Therefore, I am returning your documents to you.
- ☒ 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 docketed, a Docketing Notice with the Briefing Schedule and other important information is mailed to counsel or directly to the parties, if the parties are representing themselves. Do not 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; it 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.
- ☐ 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.
- ☐ If you intended to file in the \_\_\_\_\_ this is their address:
- ☐ 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 of a direct 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.

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For Additional information, please go to the Court's website at: [www.gaappeals.us](http://www.gaappeals.us)

Plaintiff's  
Exhibit F

IN THE COURT OF APPEALS OF GEORGIA  
STATE OF GEORGIA

O'Batala Blount GOC No. 816424  
Plaintiff pro se

v  
Bridget Beecher Deputy Clerk  
Defendant

Case No. A20A0361

Request for Extension of  
Time To File Notice of intention  
for a writ of Certiorari

REQUEST FOR EXTENSION OF TIME TO FILE NOTICE OF INTENTION TO PETITION  
FOR A WRIT OF CERTIORARI WITH THE FILING OF PETITION IN THE SUPREME COURT

Comes now the plaintiff pro se who requests a 30 day extension of time for preparation and filing NOTICE OF INTENTION TO PETITION FOR A writ of certiorari to the clerk's office of Georgia Court of Appeals recommendation, which was filed on 11-22-19.

Plaintiff received the order on 11-26-19 through the institution mail room and will need extended time to research and draw issues intended for use on plaintiff's notice of intention to petition for a writ of Certiorari.

WHEREFORE, plaintiff respectfully requests this Honorable Court to "GRANT" a thirty day extension to the ten day statutory time for filing Petition for a writ of Certiorari.

Respectfully submitted O'Batala Blount  
Date 12-2-19

O'Batala Blount 816424  
Baldwin State Prison H-C-140-Top  
P.O. Box 218  
Hardwick Ga. 31034

CERTIFICATE OF SERVICE

This is to certify that I have this day served the opposing Parties to this action with a true and correct copy of the within and foregoing documents by placing a copy of same in the Prison United States Postal institutional mailbox with adequate postage there on to ensure that it reaches its destination.

Person(s) served:

Christopher M. Carr Attorney General.  
40 Capitol square Atlanta Ga. 30334

Bridget Beecher Deputy Clerk  
Tattnall County Superior Court  
P.O. Box 39  
Reidsville Ga. 30453

FILED IN OFFICE

SEP 04 2019

IN THE SUPERIOR COURT OF Tattnall County  
STATE OF GEORGIA

RECEIVED IN OFFICE  
2019 SEP -9 PM 2:31

COURT CLERK  
COURT OF APPEALS OF GA

COUNT OF APPEALS OF GA

OBatala Blount

Plaintiff

816424

Inmate Number

Civil Action No. 2018-NH-7-CR

Bridge Beecher Deputy clerk vs.

Nature of Action:

mandamus

Defendant(s)

**REQUEST TO PROCEED IN FORMA PAUPERIS**

I, OBatala Blount 816424, depose and say that I am the plaintiff in the above entitled case; that in support of my request to proceed without being required to prepay fees, costs, or give security therefore, I state that because of my poverty I am unable to pay the costs of said proceeding or to give security therefore; that I believe I am entitled to redress.

I further swear that the responses which I have made to questions and instructions below are true.

1. List any and all aliases by which you are known: N/A

2. Are you presently employed? ☐ Yes ☒ No

If the answer is "Yes," state the amount of your salary or wages per month, and give the name and address of your employer: N/A

If the answer is "No," state the date of last employment and the amount of the salary and wages per month which you received: N/A

3. Have you received within the past twelve months any money from any of the following sources?

Business, profession, or form of self-employment? ☐ Yes ☒ No

Pensions, annuities, or life insurance payments? ☐ Yes ☒ No

Rent payments, interest or dividends? ☐ Yes ☒ No

FILED IN OFFICE

SEP 04 2019

COURT CLERK  
COURT OF APPEALS OF GA

IN THE SUPERIOR COURT OF Tattnall County  
STATE OF GEORGIA

RECEIVED IN OFFICE

2019 SEP -6 PM 2:31

LEARNER'S ADMINISTRATIVE  
COURT OF APPEALS OF GA

OBatala Blount

Plaintiff prose

816424

Inmate Number

Civil Action No. 2018-NH-7-CR

Bridget Beecher Deputy clerk vs.

Nature of Action:

mandamus

Defendant(s)

INMATE FORM FOR CIVIL ACTION

PART I: BACKGROUND INFORMATION ON YOUR CONVICTION

1. Name and location of prison in which you are now confined: Hays state Prison A-2 P.O.  
Box 668 Trion Ga. 30753
2. Sentence you are now serving: 20yrs. serve 10yrs. with 10yrs. probated

Name and location of court which imposed sentence: clayton county superior court  
9151 TARA Blvd. Jonesboro Ga. 30236.

Approximate date your sentence will be completed: \_\_\_\_\_

3. The indictment number or numbers (if known) upon which, and the offense or offenses for which sentence was imposed:

a. 2016-CR-01201-9

b. \_\_\_\_\_

c. \_\_\_\_\_

4. Give the approximate date upon which sentence was imposed and the terms of the sentence:

a. 11-7-16 20yrs. serve 10yrs. with 10yrs. probated.

b. \_\_\_\_\_

c.

N/A

5. Check whether a finding of guilty was made after a plea of:

- ☐ Guilty  
☐ Guilty but mentally ill  
☐ Nolo contendere  
☒ Not guilty

6. If you were found guilty after a plea of not guilty, check whether the finding was made by:

- ☐ Jury  
☒ Judge only

7. Did you appeal from the judgment of conviction or the imposition of sentence?

- ☐ Yes ☒ No

8. If you did appeal, answer the following:

a. The name of each court to which you appealed:

1. \_\_\_\_\_  
2. \_\_\_\_\_  
3. \_\_\_\_\_

N/A

b. The result in each such court to which you appealed:

1. \_\_\_\_\_  
2. \_\_\_\_\_  
3. \_\_\_\_\_

N/A

c. The approximate date of each such result:

1. \_\_\_\_\_  
2. \_\_\_\_\_  
3. \_\_\_\_\_

N/A

d. If known, citations of any written opinion orders entered pursuant to such results:

1. \_\_\_\_\_  
2. \_\_\_\_\_  
3. \_\_\_\_\_

N/A

## PART II: OTHER LAWSUITS

9. **OTHER THAN LAWSUITS ALREADY LISTED** in questions 3 through 8, have you ever begun or are you now beginning other lawsuits in federal or state courts dealing with the same facts involved in this action or relating to your imprisonment?

- ☒ Yes ☐ No

Exhibit G



10. If your answer to number 9 is "Yes," describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline for each lawsuit.)

a. Parties to the previous lawsuit:

Plaintiffs: OBatala Blount

Defendants: Kelvin Sprayberry Warden

b. Court (If federal court, name the district. If state court, name the court and county):

Northern district of Ga. Atlanta Division

c. Docket Number: 1:17-cv-05159-RWS-JCF / 1:19-cv-00996-A-T-JCF

d. Name of judge to whom case was assigned: Magistrate Judge J CLAY Fuller

District Judge Amy Totenberg

e. Date on which you filed lawsuit: First filed October 2017

f. Date of disposition, if any, of lawsuit: 6-25-19

g. What was the lawsuit about? Dismissed without prejudice  
illegally convicted and double jeopardy in a criminal action.

h. What was the outcome of the lawsuit? (For example, was the case dismissed? Was it

appealed? Is it still pending? Appealed case # 19-12345 Appeal Docket No

i. Citations, if known, to any written opinions or orders in the lawsuit:

Debenedictis v. Wainwright 674 F.2d 841 842 (11th Cir 1982).

### PART III: GRIEVANCE PROCEDURES

11. Is there a prisoner grievance procedure at the institution in which you are presently confined?

☒ Yes

☐ No

12. If your answer to number 11 is "Yes," please answer the following:

a. Did you present the facts relating to your complaint in the institution's prisoner grievance procedures? ☐ Yes ☒ No

b. If your answer to (a) above is "Yes,"

What steps did you take? N/A

What was the result? N/A

c. If your answer to (a) above is "No," explain why not: because you can't grieve  
a superior court clerk with a GDC grievance system.

13. Tell what you have done, other than what you have described in question 12, to bring your complaints to the attention of prison officials. In doing so, give dates, places, and names of persons talked to.
- submitted an out of time appeal Filed in clerk office  
on 6-27-19 see exhibit D for support and till this day  
no response.
14. Names and approximate dates of entry and exit, and locations of all prisons and jails in which you have been incarcerated:
- Plaintiff has been in an out of prison since 1994 cant  
remembers. contact Ga. Crime information Center.
15. As to your present confinement, please state:
- a. Which part of the penitentiary or jail are you held in: General population
- b. How long have you been in this part of the penitentiary or jail? since 3-29-18
- c. Please list the full name of every prisoner now confined in the same general area:
- cheeves Kendrick, monquell walker, Brandon Lee Presley, Demarco Teroun

#### PART IV: STATEMENT OF CLAIMS

16. List the name and address of each plaintiff in this lawsuit: OBatala Blount 81624  
Hays state Prison A-2 P.O. Box 668 Teron Ga. 30753
17. List below for each defendant, the defendant's full name, official position, and place of employment. Attach additional paper if necessary.
- | Full Name                          | Official Position                  | Place of Employment  |
|------------------------------------|------------------------------------|--|
| <u>Bridget Beecher</u>             | <u>Superior court Deputy clerk</u> | <u>ratthall superior court P.O.</u>                          |
| <u>Box 39 Reidsville Ga. 30453</u> | <u>912-557-6716</u>                | <u>at all times defendant works under color of state law</u> |

### STATEMENT OF CLAIM

18. Describe each and every **FACT**—no opinions or views, only the actual events—supporting and explaining the basis for the lawsuit you have filed. **DESCRIBE HOW EACH DEFENDANT IS INVOLVED.** Include also the names of other persons involved, dates and places. If you intend to allege a number of related claims, you should number and set forth each claim separately. **DO NOT GIVE ANY LEGAL ARGUMENT OR CITE ANY CASES OR STATUTES.** (You may attach additional sheets of paper if necessary.)

#### STATE OF JURISDICTION

Pursuant to 28 USCA §351, OCGA §9-6-22 and OCGA §5-6-34. The Court of Appeals of Georgia has proper jurisdiction over this matter as this is an complaint against the defendant Deputy clerk for failure to perform her duties pursuant to OCGA 5-6-33 (2)(1), after an order from a final judgment by a superior court judge, Appellant submitted a timely notice of appeal. Jurisdiction of this category of mandamus petition is conferred upon this court under the provisions of Article VI, sec V Para 11 of the Ga. Const. of 1983. see Cooper v. Nisbet 118 Ga. 872 45 SE 692 (1903). Butts County v. Pitts 214 Ga. 12 102 SE-2d 480 (1958). DeFel v. Williams 114 Ga. App 151 S.E. 2d 923 (1966).

See Attachment for support of claims

19. List the name and present address of every person who you believe was a witness to the facts set forth in number 18 and **BRIEFLY** state what each person knows (from having seen, heard, etc.) concerning what happened.

see Attachment for support

18. STATEMENT OF CLAIM (Cont'd)

1. Malice behavior by defendant Deputy clerk BRIDGET BEECHER in joining with the defendants in the civil action to deprive plaintiff of his first, eighth and fourteenth Amend.

(i) Fed. R. App. Proc. Rule 3(d)(1). An appeal permitted by law as of right from a superior court to a court of appeals may be taken only by filing a notice of appeal with the superior court clerk within the time allowed by Fed. R. App. Proc. Rule 4 which is (30) thirty days from receiving a notice from a final judgment or order etc. criminal or civil action. Plaintiff received his notice of an order By Superior court Judge on 4-10-19. Plaintiff placed a timely appeal in the United States Postal prison mail box on 4-11-19. see Judges order, an indigent postage form along with a request to show proof plaintiff filed a timely appeal as exhibit A. *Wolff v. McDonnell* 418 U.S. 539 (1974).

2. Refusing to perform duties in violation of 18 USC §241 and §242 depriving of inmates rights. (i) When (2) two or more come together and commit an overt act knowingly to deprive anyone of any rights secured by the constitution has violated 18 USC §241 and §242. (ii) Fed. R. App. Proc. Rule 3(d) Serving the Notice of appeal. 3(d)(1) The superior court clerk must forward the notice of appeal, a copy of the record along with the civil docket sheet to the clerk of appeals. Plaintiff received copy of notice of appeal without it being stamped and signed showing plaintiff filed a timely notice of appeal. see Deputy's clerk's Defendant's Bridget Beecher response as exhibit B. *Argersinger v. Hamlin*. 407 US 25 (1972).

Exhibit G

## 18. STATEMENT OF CLAIM (Contd)

3. First Amendment violation: Free of Speech and association

(i) F. R. App. Proc. Rule 11(b)(2) The Superior court clerk's Duty to forward. When the records is complete, the superior court clerk must forward the record containing (1) The original papers and exhibits filed in superior court, (2) The transcript of proceedings if any; and (3) A certified copy of the docket entries prepared by the superior clerk. Plaintiff was notified by the Georgia Supreme court and the Georgia court of Appeals clerks, stating there's no appeal showing on file in they're offices see notice of returns as exhibit C. Turner v. Safley 482 US 78 (1987).

4. First, and Fourteenth Amend violations.

(i) Plaintiff has submitted an out of time appeal, since after resubmitting the notice of appeal requesting to have it stamped and signed and have not recieved the notice back and the notice of out-of-time appeal has not been ruled on. see motion for out-of-time appeal as exhibit D for support.

(ii) OCGA § 9-6-22 Mandamus against clerk, sheriff, or other officer if any sheriff, clerk, or other officer fails to discharge any duty required of him/her by any provision of title 5, upon petition, the appellate court or the Superior, state, or city court as the case may be, may compel the performance of the failure of performance of such duty by mandamus. No party shall lose any right by reason of the failure of the officer to discharge his/her duties when the party has been guilty of no fault him/her self and has exercised ordinary diligence to secure the discharge of such duties: Laws. Cobb's 1845, 1851 Digest p450 civil code 1910 § 6169; Code 1933 § 6-918, Jones v. Smith 83 Ga App 798 65 S.E. 2d 1881 (1951).

Plaintiff has been denied his First, and Fourteenth Amend to the U.S. Constitution by defendant deputy clerk Bridget Beecher

Exhibit G

18. STATEMENT OF CLAIM (Cont'd)

Tattnall county superior court Atlantic Judicial circuit with malice and Racists intent to injure and deprive plaintiff of his rights secured by the U.S. Constitution knowingly. see 18USCA §841 and §242.

19. witnesses to facts (Cont'd)

(1) SHERRY Bland: clerk of courts ~ superior ~ state ~ juvenile P.O. Box 39 Reidsville Ga. 30453 phone 912-557-6716 fax 912-557-4861

(2) Charles P. Rose Jr. Judge. Superior court of tattnall county P.O. Box 39 Reidsville Ga. 30453.

(3) Therese S. Barnes clerk supreme court of Georgia clerk's office, 244 Washington Street, Room 572 Atlanta Ga. 30334.

(4) clerk's office Georgia courts of appeals 47 trinity Ave. S.W. Suite 501 Atlanta Ga. 30334

Each witness has processed the order and The clerk's of Supreme an court of appeals has witnessed that Defendant Bridget Beecher Deputy clerk of the tattnall county superior court Atlantic Judicial circuit did not submit a notice of appeal on the record on docket sheet to the clerk's office.

At all times each witness and defendant works under color of state and federal law.

Exhibit G

21. Relief Cont'd)

Compensatory damages in the amount of \$5,000 against defendant, jointly and severally.

Punitive damages in the amount of \$20,000 against defendant.

A jury trial on all issues triable by jury.

Plaintiff's costs in this suit.

Any additional relief this court deems just proper and equitable.

Dated 8-26-19 OBatata Blount

OBatata Blount 816424

Harris State Prison A-2

P.O. Box 668 Tifton Ge. 30753

Exhibit G

20. Please describe any legal argument you wish to make. You may add separate sheets of paper if necessary. It is not necessary that you present legal argument in order to obtain the relief to which you are entitled.

Every person who under color of any statute, ordinance, regulation, custom, or usage... subjects, or causes to be subjected, any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights, privileges, or immunities secured by the constitution and laws, shall be liable to the party injured in an action at law, suit in equity, or other proper proceeding for redress....

21. Briefly state the specific relief requested against each party. This means to state exactly what you want the court to do for you. DO NOT MAKE ANY LEGAL ARGUMENTS. DO NOT CITE CASES OR STATUTES.

#### PRAYER OF RELIEF

A declaration that the acts and omissions described herein violated plaintiff's rights under the Constitution and laws of the United States.

A Temporary restraining order ordering defendant Deputy clerk Bridget Beecher to stamp and file plaintiff's timely filed notice of appeal, and send it to plaintiff, to forward all records along with appeal to the court of appeals with complaint and all exhibits and procedural motions. To stop committing criminal activity while under color of state law.

Exhibit G



I declare (or certify, verify, or state) under penalty of perjury that the foregoing statements made in this Inmate Form for Civil Action are true and correct.

Executed on 8-26-19  
Date

*Robert Beaul*

Signature of Plaintiff

Sworn to and subscribed before me this  
26 day of August 2019.

*Russell Barrell Victor*  
Notary Public or Other Person Authorized to Administer Oaths

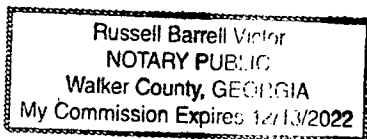


Exhibit G

IN THE COURT OF APPEALS OF GEORGIA  
STATE OF GEORGIA

OBatala Blount 816424  
Plaintiff/Appellant

v.

BRIDGET BEECHER Deputy clerk  
Tattnall superior court  
Atlantic Judicial Circuit  
Defendant

Appeal No. A20A0361  
superior court civil action No. 2018MH7CR

FILED IN OFFICE

OCT 10 2019

COURT CLERK  
COURT OF APPEALS OF GA

APPELLANT'S BRIEF AND ENUMERATION OF ERROR'S

PART ONE

STATEMENT OF JURISDICTION

Pursuant to 28 USC § 351, OCGA § 9-6-22, and § 5-6-34; The Court of Appeals of Georgia has proper jurisdiction over this matter as this is an mandamus action against the Deputy clerk Defendant Bridget Beecher a superior court clerk for failure to perform her official duties after a final order in a civil action Tort claim. Jurisdiction of this category of a mandamus petition is conferred upon this court under the provisions of article VI, section V, Paragraph III of the Georgia Constitution of 1983.

PART TWO

ENUMERATION OF ERRORS

(i) Malice behavior by defendant Bridget Beecher a deputy clerk who works at the Tattnall county superior court Atlantic Judicial circuit; in joining with the defendants stated in the civil action Tort claim, to deprive plaintiff of his first, eighth and fourteenth Amend. to the U.S. Constitution.

(ii) F.R. App. Proc. Rule 3(a)(1). An appeal permitted by law as of right from a superior court to a court of Appeals may be taken only by filing a notice of appeal with the superior court clerk within the time allowed by F.R. App. P. Rule 4 which is (30) days from the date of the ORDER was made.

(iii) Plaintiff recieved his notice of order by Superior court Judge on 4-10-19.

(iv) Plaintiff placed a timely appeal in the United states Postal prison mail box on 4-11-19. see Wolff v. McDonnell 418 U.S. 539 (1974).

Plaintiff's  
Exhibit J

(iv). F.R. App. P. rule 3(d)(1) states The clerk must serve notice of the appeal to each party's counsel; if the party is proceeding pro se to the party's last known address. The defendant Bridget Beecher sent the notice of appeal without it being stamped, signed to show it was timely filed for my personal records. Plaintiff placed the notice of appeal back in the mail and asked that it be stamped and filed because it wasn't done the first time. Plaintiff never received the notice back and plaintiff placed notice back in mail 6-15-19. Which violates Due process of Law, as well as 18 USC § 241. *Argersinger v. Hamlin*, 407 US 25 (1972).

(v). 18 USC § 241 states Conspiracy § 17 deprivation of civil rights, prohibiting conspiracies to injure a citizen in the free enjoyment of any right or privileges secured to him by the Constitution or laws of the United States.

(2). First Amendment violation: Free of Speech and association;

(i) F.R. App. P. Rule 11(b)(2) The Superior clerk duty to forward.

(ii) When the record is complete, the Superior court clerk must forward the record containing (1) The original papers and exhibits as well all procedural motions filed with the clerk in the superior court.

(2). The transcripts of proceedings if any; and (3) A certified copy of the docket entries prepared by the superior court clerk.

(iii) Plaintiff submitted an appeal, and was notified by the Georgia Court of Appeals, and the Georgia Supreme court clerk's offices, stating there's no appeal showing on file in their offices, which violates free of speech and association. *Turner v. Safley* 482 US 78 (1987).

(3) first, and fourteenth Amendment violations.

(i) Plaintiff submitted an out-of-time appeal, after resubmitting the notice of appeal requesting it to be stamped and filed and signed and not receiving the notice back, the out-of-time appeal was filed and never did plaintiff receive a civil docket sheet he requested. The out-of-time appeal was dismissed with prejudice.

Plaintiff's  
Exhibit J

Civ O.C.G.A. § 9-6-22 Mandamus against clerk, sheriff, or other officer If any sheriff, clerk, or other officer fails to discharge any duty required of him/her by any provision of title 5, upon petition, the appellate court or the superior, state, city court, as the case may be, may compel the performance of the failure of performance of such duty by mandamus. No party shall lose any right by reason of the failure of the officer to discharge his/her duties when the party has been guilty of no fault to himself and has exercised ordinary diligence to secure the discharge of such duties: Laws, Cobb's 1845, 1851 Digest p. 450 civil code 1910 § 6169; Code 1933 § 6-918. Jones v. Smith 83 Ga. App. 798 65 S.E. 2d 1881 (1951).

### CONCLUSION

Plaintiff has been denied rights secured by the U.S. Constitution by defendant Bridget Beecher a deputy clerk for the Atlantic Judicial circuit with malice, an racist intent to deprive an injure plaintiff, of rights or privileges secured by the U.S. constitution. *Motes v. United States*, 178 US 458, 44 L ed 1150, 20 S. Ct. 993. Plaintiff ask that upon finding probable cause show plaintiff would like for Defendant Bridget Beecher to be indicted for violation of § 19 an 20 of the Criminal code of the United States, 18 USC (1946 ed) § 51 and 52, now 18 USC (1950 ed) § 241 and 242 alleging willfully, under color of the laws, statutes, ordinances, regulations and customs of the United States to deprivation of rights, privileges, and immunities secured to plaintiff and protected by the fourteenth Amendment, because defendant violated plaintiff rights while acting under color of state law.

WHEREFORE plaintiff ask this court to have the appeal process forwarded, to this honorable court and process appeal as a timely appeal and send plaintiff a copy of his exhibits, and a copy of the civil docket sheet and transcripts of proceedings at government expense an grant any other relief this court seems just proper an equitable.

Plaintiff's  
Exhibit J

APPENDIX A

52000689



**GEORGIA DEPARTMENT OF LAW**

40 Capitol Square SW  
Atlanta, Georgia 30334-1300

CHRISTOPHER M. CARR  
ATTORNEY GENERAL

www.law.ga.gov  
(404) 656-3300

Writer's Direct Dial:  
(404) 656-3499  
Fax: (404) 651-6459

November 15, 2019

Honorable Steve E. Castlen  
Clerk, Court of Appeals of Georgia  
47 Trinity Avenue, SW, Suite 501  
Atlanta, Georgia 30334

Re: *Obatala Blount v. Bridgett Beecher*, A20A0361

Dear Mr. Castlen:

The Clerk of the Superior Court of Tattnall County made our office aware of the above-styled case in which the Attorney General is listed as counsel. This case apparently arose from an attempt by inmate Blount to institute legal action in some form against correctional officers at Hays State Prison, but on appeal, the case is now styled as an action against the Tattnall County Superior Court Clerk, Bridgett Beecher. This office was not served or involved in any of the proceedings in the case below. Accordingly, unless requested by the Court, the Attorney General does not plan on otherwise responding to this appeal.

Thank you for your consideration of this matter.

Sincerely,

Beth Burton  
Deputy Attorney General

cc: Obatala Blount

Plaintiff's  
Exhibit K

APPENDIX B

820039 52000689

IN THE SUPERIOR COURT OF TATTNALL COUNTY  
STATE OF GEORGIA

TATTNALL COUNTY GA  
FILED IN OFFICE

2019 APR -3 AM 11:09

OBATALA BLOUNT,  
GDC 816424,

Plaintiff,

vs.

OFFICER SHEPARD, et al.,

Defendants.

Sherry Blount  
CLERK OF COURTS


Civil Action No: 2018-NH-7-CR

ORDER ON PLAINTIFF'S PRO SE FILING AND REQUEST TO PROCEED  
IN FORMA PAUPERIS

In accordance with OCGA §§ 9-15-2(d) and 42-12-5(b), the Court has examined the Plaintiff's pro se complaint for civil action and request to proceed *in forma pauperis*. Based upon the Court's review, it can be said that the pleading shows on its face such a complete absence of justiciable issue of law or fact that it cannot reasonably be believed that any court could grant the requested relief against any party named in the proceedings. OCGA § 9-15-2(d).

For the foregoing reason, the Court DENIES the filing of Plaintiff's complaint for civil action and Plaintiff's request to proceed *in forma pauperis*. The Clerk of Court is hereby ordered to serve a copy of said Order upon the Plaintiff.

SO ORDERED this 3<sup>rd</sup> day of April, 2019.

  
CHARLES P. ROSE, JR.  
Judge, Superior Court of Tattall County  
Atlantic Judicial Circuit

Plaintiff's  
Exhibit's A

Emailed to LC - 4-3-19  
copy mailed to Plaintiff

IN THE SUPERIOR COURT OF TATNALL county  
STATE OF GEORGIA

TATTNALL COUNTY GA  
FILED IN OFFICE

2018 OCT -9 AM 11:25

Sherry Blount  
CLERK OF COURTS

OBatala Blount,  
Plaintiff  
816424,  
Inmate Number

Civil Action No. 2018-NH-7-CR

Separd,  
Devan Dover,  
tracy Atkinson,  
Defendant(s)

Nature of Action: TORT  
mal Administration  
medical negligence  
venal grievance system

REQUEST TO PROCEED IN FORMA PAUPERIS

I, OBatala Blount, depose and say that I am the plaintiff in the above entitled case; that in support of my request to proceed without being required to prepay fees, costs, or give security therefore, I state that because of my poverty I am unable to pay the costs of said proceeding or to give security therefore; that I believe I am entitled to redress.

I further swear that the responses which I have made to questions and instructions below are true.

1. List any and all aliases by which you are known: N/A

2. Are you presently employed? ☐ Yes ☒ No

If the answer is "Yes," state the amount of your salary or wages per month, and give the name and address of your employer: N/A

If the answer is "No," state the date of last employment and the amount of the salary and wages per month which you received: N/A

3. Have you received within the past twelve months any money from any of the following sources?

Business, profession, or form of self-employment? ☐ Yes ☒ No

Pensions, annuities, or life insurance payments? ☐ Yes ☒ No

Rent payments, interest or dividends? ☐ Yes ☒ No

Plaintiff's  
Exhibit A

IN THE SUPERIOR COURT OF TATNALL county  
STATE OF GEORGIA

O'Batata Blount Pro se  
Plaintiff  
816424  
Inmate Number

Civil Action No. 2018-NH-7-CR

officer shepard vs.  
D.R. investigator  
Devon DOVER CO. II  
Tracy Atkinson Counselor  
Defendant(s)

Nature of Action: TORT  
mal. administration  
medical negligence  
venal grievance system

**INMATE FORM FOR CIVIL ACTION**

**PART I: BACKGROUND INFORMATION ON YOUR CONVICTION**

1. Name and location of prison in which you are now confined: Haus state prison C-1-204  
Top P2 Box 668 Trion Georgia 30753
2. Sentence you are now serving: 20 yrs. serve 10 yrs.

Name and location of court which imposed sentence: Clayton County Superior Court  
Harold R. Burke Justice Center 9151 Tara Blvd. Jonesboro GA.

Approximate date your sentence will be completed: 2025

3. The indictment number or numbers (if known) upon which, and the offense or offenses for which sentence was imposed:

- a. 2015WA 20138 Burglary
- b. 2015WA 20139 Poss. of tools in commission of a crime
- c. 2015WA 20144 obstruction of an officer

4. Give the approximate date upon which sentence was imposed and the terms of the sentence:

- a. 11-7-16 20 yrs. to serve 10 yrs. with 10 yrs.  
probated,
- b.



## DEFENDANTS (Cont'd)

Lieutenant Col D.R. investigator and D.R. Hearing officer

Justin MALDONADO Sargent

IYENA grievance coordinator and chief counselor

Doctor Brown medical Doctor  
Nurse Leggett LPN

P.A. LANE COOPER

Defendants, sued individually and in their official capacity,

Exhibit A

c. NIA

5. Check whether a finding of guilty was made after a plea of:

- ☒ Guilty  
☐ Guilty but mentally ill  
☐ Nolo contendere  
☐ Not guilty

6. If you were found guilty after a plea of not guilty, check whether the finding was made by:

- ☐ Jury  
☒ Judge only

7. Did you appeal from the judgment of conviction or the imposition of sentence?

- ☐ Yes ☒ No

8. If you did appeal, answer the following:

a. The name of each court to which you appealed:

1. NIA  
2. NIA  
3. NIA

b. The result in each such court to which you appealed:

1. NIA  
2. NIA  
3. NIA

c. The approximate date of each such result:

1. NIA  
2. NIA  
3. NIA

d. If known, citations of any written opinion orders entered pursuant to such results:

1. NIA  
2. NIA  
3. NIA

## PART II: OTHER LAWSUITS

9. **OTHER THAN LAWSUITS ALREADY LISTED** in questions 3 through 8, have you ever begun or are you now beginning other lawsuits in federal or state courts dealing with the same facts involved in this action or relating to your imprisonment?

- ☒ Yes ☐ No

Exhibit A

10. If your answer to number 9 is "Yes," describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline for each lawsuit.)

a. Parties to the previous lawsuit:

Plaintiffs: OBatala Blount

Defendants: Two Itall county Detention officers

b. Court (If federal court, name the district. If state court, name the court and county):

Northern District of Georgia District court

c. Docket Number: 2:12-CV-00197-WCTCF

d. Name of judge to whom case was assigned: can't remember

e. Date on which you filed lawsuit: 12. 12012

f. Date of disposition, if any, of lawsuit: 1. 2013

g. What was the lawsuit about? being assaulted while in hand cuffs.

h. What was the outcome of the lawsuit? (For example, was the case dismissed? Was it appealed? Is it still pending?) dismissed Yes?, appealed? No pending No

i. Citations, if known, to any written opinions or orders in the lawsuit:

NIA

### PART III: GRIEVANCE PROCEDURES

11. Is there a prisoner grievance procedure at the institution in which you are presently confined?

☒ Yes ☐ No

12. If your answer to number 11 is "Yes," please answer the following:

a. Did you present the facts relating to your complaint in the institution's prisoner grievance procedures? ☒ Yes ☐ No

b. If your answer to (a) above is "Yes,"

What steps did you take? Filed grievance and appealed response

What was the result? Denied

c. If your answer to (a) above is "No," explain why not:

NIA

13. Tell what you have done, other than what you have described in question 12, to bring your complaints to the attention of prison officials. In doing so, give dates, places, and names of persons talked to.
- 1-9-18 The Ft College Campus 300 patron Rd Forsyth GA.  
Commissioner George Dozier.  
Ryan Primerano Attorney Southern center for  
Human rights 83 poplar st. N.W. Atlanta GA, 30303  
404-688-1202 10-10-17
14. Names and approximate dates of entry and exit, and locations of all prisons and jails in which you have been incarcerated:
- see offender account statement
15. As to your present confinement, please state:
- a. Which part of the penitentiary or jail are you held in in General population  
C-1-204 Top at Hays state Prison
- b. How long have you been in this part of the penitentiary or jail? Since 3-29-18
- c. Please list the full name of every prisoner now confined in the same general area:
- Tony Blasengame #1279396, Norman Fields,  
Tristian Reed, Rico Watson, Bryan Shorter

#### PART IV: STATEMENT OF CLAIMS

16. List the name and address of each plaintiff in this lawsuit: OBatala Blount prose  
816424 Hays state Prison C-1-204-Top P.O. Box  
668 Trion Georgia 30753
17. List below for each defendant, the defendant's full name, official position, and place of employment. Attach additional paper if necessary.
- | Full Name       | Official Position | Place of Employment |
|-----------------|-------------------|---------------------|
| Officer Shepard | D.R. investigator | Smith state Prison  |
| Devan Dover     | C O II            | Smith state Prison  |
| Tracy Atkinson  | counselor         | Smith state Prison  |
- see. Attachment

## Account Statement

BLOUNT, OBATALA

Printed By: KENNEDY, ASHLEY

GDC ID: 816424

| Date       | Request Date | Location Paid               | Withdrawal Type           | Payable To         | Detail  | Amount | Check No |
|------------|--------------|-----------------------------|---------------------------|--------------------|---|--------|----------|
| 05/07/2015 |              | CENTRAL ACCT-OFFENDER TRUST | WITHDRAWAL FOR OBLIGATION | AUTRY STATE PRISON | RECORD ID = 14311475.<br>11/20/2012 1-NON-LEGAL 5-LEGAL       | \$2.70 | 133152   |
| 05/07/2015 |              | CENTRAL ACCT-OFFENDER TRUST | WITHDRAWAL FOR OBLIGATION | AUTRY STATE PRISON | RECORD ID = 14302829.<br>11/15/2012 INDIGENT SUPPLIES         | \$0.65 | 133152   |
| 05/07/2015 |              | CENTRAL ACCT-OFFENDER TRUST | WITHDRAWAL FOR OBLIGATION | AUTRY STATE PRISON | RECORD ID = 14298335.<br>11/14/2012 - 2-NON                   | \$0.90 | 133152   |
| 05/07/2015 |              | CENTRAL ACCT-OFFENDER TRUST | WITHDRAWAL FOR OBLIGATION | AUTRY STATE PRISON | RECORD ID = 14295044.<br>11/13/2012 1-NON-LEGAL               | \$0.45 | 133152   |
| 05/07/2015 |              | CENTRAL ACCT-OFFENDER TRUST | WITHDRAWAL FOR OBLIGATION | AUTRY STATE PRISON | RECORD ID = 14292180.<br>11/08/2012 INDIGENT SUPPLIES         | \$0.73 | 133152   |
| 05/07/2015 |              | CENTRAL ACCT-OFFENDER TRUST | WITHDRAWAL FOR OBLIGATION | AUTRY STATE PRISON | RECORD ID = 14283705.<br>11/06/2012 5-LEGAL                   | \$2.25 | 133152   |
| 05/07/2015 |              | CENTRAL ACCT-OFFENDER TRUST | WITHDRAWAL FOR OBLIGATION | AUTRY STATE PRISON | RECORD ID = 14282771.<br>11/5/12 2N                           | \$0.90 | 133152   |
| 05/07/2015 |              | CENTRAL ACCT-OFFENDER TRUST | WITHDRAWAL FOR OBLIGATION | AUTRY STATE PRISON | RECORD ID = 14276985.<br>11/01/2012 INDIGENT SUPPLIES         | \$0.65 | 133152   |
| 05/07/2015 |              | CENTRAL ACCT-OFFENDER TRUST | WITHDRAWAL FOR OBLIGATION | AUTRY STATE PRISON | RECORD ID = 14153974.<br>10/25/2012 INDIGENT SUPPLIES         | \$0.65 | 133152   |
| 05/07/2015 | X            | CENTRAL ACCT-OFFENDER TRUST | WITHDRAWAL FOR OBLIGATION | AUTRY STATE PRISON | RECORD ID = 14151723.<br>10/25/2012 1-LEGAL US DISTRICT COURT | \$0.45 | 133152   |
| 05/07/2015 |              | CENTRAL ACCT-OFFENDER TRUST | WITHDRAWAL FOR OBLIGATION | AUTRY STATE PRISON | RECORD ID = 14147678.<br>10/23/2012 1-NON-LEGAL               | \$0.45 | 133152   |
| 05/07/2015 |              | CENTRAL ACCT-OFFENDER TRUST | WITHDRAWAL FOR OBLIGATION | AUTRY STATE PRISON | RECORD ID = 14146038.<br>10/18/2012 INDIGENT SUPPLIES         | \$0.91 | 133152   |
| 05/07/2015 |              | CENTRAL ACCT-OFFENDER TRUST | WITHDRAWAL FOR OBLIGATION | AUTRY STATE PRISON | RECORD ID = 14145005.<br>10/22/2012 - 1-NON                   | \$0.45 | 133152   |
| 05/07/2015 |              | CENTRAL ACCT-OFFENDER TRUST | WITHDRAWAL FOR OBLIGATION | AUTRY STATE PRISON | RECORD ID = 14125845.<br>10/11/2012 INDIGENT SUPPLIES         | \$0.33 | 133152   |

Account Statement

43 Total Pages

Exhibit A

17. IV: statement of claim (Cont'd)

Lieutenant Cox Lieutenant Smith state prison

Justin MALDONADO Sargent Smith state prison

IYENA Chief Counselor  
grievance coordinator Smith state prison

Doctor Brown medical Doctor Smith state prison

LANE COOPER Physician Assistant Smith state prison

At All times these defendants stated above acted  
under the color of state Law.

Exhibit A

**STATEMENT OF CLAIM**

18. Describe each and every **FACT**—no opinions or views, only the actual events—supporting and explaining the basis for the lawsuit you have filed. **DESCRIBE HOW EACH DEFENDANT IS INVOLVED.** Include also the names of other persons involved, dates and places. If you intend to allege a number of related claims, you should number and set forth each claim separately. **DO NOT GIVE ANY LEGAL ARGUMENT OR CITE ANY CASES OR STATUTES.** (You may attach additional sheets of paper if necessary.)

SEE ATTACHED

19. List the name and present address of every person who you believe was a witness to the facts set forth in number 18 and **BRIEFLY** state what each person knows (from having seen, heard, etc.) concerning what happened.

SEE ATTACHED

## IV. STATEMENT OF CLAIM (cont'd)

1. At all times relevant to this case, Plaintiff O'Batala Blount was housed at Smith state prison P.O. Box 726 Glennville Georgia, 30427 in the tier 1 program H-1-219. On 10-9-17 plaintiff asked co # Devan Dover to call medical and have someone come and check my blood pressure because I felt like I was having a heart attack. Defendant, Devan Dover stated it's a holiday, they are short of staff. Plaintiff placed a grievance on defendant Devan Dover for refusing me medical treatment. Doctor Ferrera placed me on blood pressure medicine Lisinopril 20mg and made an order for plaintiff to receive a blood pressure check twice a week. Plaintiff took his medicine and did not receive his blood pressure check. On 10-24-17 Defendant Devan Dover placed false charges on plaintiff in Retaliation from prior grievance placed on defendant by plaintiff. Officer Shepard, D.R. investigator, Sergeant Justin MADONADO, Lieutenant Cox DR, Hearing officer, and counselor Tracy Atkinson, as well as Warden Doug Williams and the inmate affairs unit, the Executive Assistant illegally processed false charges on Plaintiff see Disciplinary report, disciplinary Appeal form and witness statement attachment to Appeal form and Disciplinary appeal response as exhibit A, along with request for indigent Postage as exhibit

**Exhibit A**



18. IV: STATEMENT OF CLAIM(Cont'd)

A. Which violates plaintiff, first, eighth, and fourteenth Amendments to the United States Constitution.

Plaintiff disciplinary procedures were not followed under the due process clause. Plaintiff did not have a chance to prepare for his defense, nor did plaintiff have a chance to be heard, nor did plaintiff have an advocate, which he requested for during the D.R. investigation. Tracy Atkinson signed as an advocate but did not follow the due process clause procedures. Plaintiff first Amendment also been violated right to be heard. Plaintiff eighth Amendment also has been violated cruel and unusual punishment, plaintiff was lost of all privileges, a chance to put in for a security reduction.

2. On 10-30-17 at 10:57 A.M. at Smith State prison in H-1 During a sick call interview with Medical doctor Ms. Brown violated my fourteenth, eighth, and first amendments to the United States Constitution by not addressing all my medical needs. I asked defendant Brown, since the Georgia Department of Corrections medical staff can't find out why my body temperature is going up and down, could I go to the outside hospital and have my endocrinology done? Defendant

Exhibit A

18. IV: STATEMENT OF CLAIM(cont'd)

Brown stated no, you are scheduled to go see an care provider at Augusta state medical prison. Plaintiff stated that I have several medical issues an defendant Brown stated only one issue per medical visit. Plaintiff explained to Doctor Brown that, plaintiff put in sick calls three weeks ago an never been seen. Defendant Brown stated pick one issue, which was to have my pain medicine renewed and defendant Brown threw the rest of my sick calls in the trash, Nurse Bowen was present. Till this day plaintiff has not been to ASMP to have my endocrinology done which is right at a year. Plaintiff is suffering from, constant FATigue, Fever, and muscle and joint aches, High/Low Body temperture, NAUSEA, loss of appetite, and stomach pains, see a carboned copy of Grievance, witness statement as attachment to grievance, and the WARDEN's Response to grievance as Attachment an support of this complaint as exhibit B.

3. On 8-30-17 which was the day plaintiff arrived at Smith state prison, defendant P.A. LAINE COOPER Has been denying me

Exhibit A

medical treatment. Defendant Lane Cooper charges plaintiff a five dollar co-pay when I have valid refills for medication refills. Defendant P.A. LANE COOPER refuses to refer plaintiff to the doctor so plaintiff can seek medical assistance to go on the outside hospital to find out why plaintiff is having high/low body temperature. Defendant LANE COOPER refused to place me on a diet tray at Smith State Prison after telling plaintiff to stop eating salty foods, cause of high blood pressure. Plaintiff experienced retaliation from LANE COOPER from the grievances plaintiff placed on defendant LANE COOPER by continuance of denial of medical treatment and being charged double for one medicine when plaintiff had valid refills. Doctor Ferra was the one who placed me on a low fat calorie diet tray. Plaintiff suffered in retaliation from grievances he placed on P.A. LANE COOPER knowingly with malice intent. See Warden's response as exhibit C. Also The office of professional standards, internal affairs unit and the office of Health Services Utilization Management Dr. Sharon Lewis medical director of GDC violated my eighth, and fourteenth, and first Amendments to the United States constitution went along with P.A. LANE COOPER and continued to deny

Exhibit A

## IV: STATEMENT OF CLAIM (cont'd)

plaintiff of medical treatment without a thorough investigation knowingly with malice intent.

4. On 2-12-18 at Smith State prison H-1 plaintiff experienced multiple violations, of his, first, eighth, and fourteenth Amendment by LPN Legett knowingly with malice intent. While having a blood pressure check-up appointment with LPN Legett and P.A. LANE COOPER, plaintiff submitted a valid medication refill form for MILKA magnesium which is a laxative supplement that causes bowel movement. I haven't used the bath room in 3 days. Defendant LPN Legett retaliated against plaintiff from receiving knowledge of the grievance plaintiff placed on defendant. Fifteen days went by and plaintiff did not receive his medication. Plaintiff submitted another refill in to Doctor Robinson and it was processed correctly and plaintiff received his MILKA magnesium in three business days, see: central office appeal response as exhibit D.

5. At all times these defendants stated in the above, acted under the color of STATE LAW.

Exhibit A

## IV. STATEMENT OF Claim (Contd)

6. The Defendant IYENA which is the Grievance coordinator at Smith state prison continually violated plaintiff's, first, eighth, and fourteenth Amendments to the United States constitution by allowing these defendants stated in the above retaliate against me after plaintiff stated in his grievance resolution to not let any of the defendants stated above to process or perform my medical interviews. See all resolutions to the grievance stated as exhibits above in support of this complaint. Also see Request forms, for indigent postage, a complaint to the American civil liberties, medical request forms, and offender request forms as exhibit E in support of this claim. All plaintiff's grievance responses were over due which violates the first and fourteenth Amendments as well as the Grievance standard operating procedures as well with malice and callous intent knowingly by these GDC medical, and GDC officials of Administrative that works for the Georgia Department of corrections. Plaintiff is still suffering from pain, an symptoms that affects his every day activities. Plaintiff is suffering from his mental health issues, and at all times his health is deteriorating cause of lack of treatment by GDC staff stated above.

(Exhibit A)

19.

IV: Witness to the Facts in number 18 (Cont'd)

7. Doctor Smith at Washington State Prison, she knows that I was scheduled for surgery to have internal hemorrhoids surgery, she also knows about the High/Low body temperature. I was at Washington State detention center and Dr. Smith comes from the main compound which is Washington State Prison to give WPDC which is a R-SAT Drug treatment center to give inmates medical treatment.

Doctor Mulloy at Augusta state medical prison knows about the endocrinology. He knows I got High calcium.

Doctor Aristide at Hays state prison was present on 8-23-17 when the Doctor at ASMP ordered me to have an endocrinology.

Doctor Roberts at Smith state prison knows about the endocrinology.

Nurse Johnson at the Clayton county Jail in Jonesboro GA, knows about the High/Low body she helped me receive my medical records from Washington PDC.

LPN J. Turner at Smith state Prison has knowledge of the endocrinology telemeds appointment that suppose to be at Georgia state prison at 1:00 p.m. Administration tried to trick me out my room so they

Exhibit A

19.

IV: Witness to facts in number 18 (Cont'd)

could steal all my evidence i have to keep them from being exposed in court.

Andrew N. Young MD, PhD CLIA: 11 D025531

Laboratory Director 1777 Montreal circle

Tucker GA, 30084-6802 Knows about my Lab work cause this is the place the performing site done from Hays state Prison.

Doctor Ferra at Smith State prison knows about the endocrinology, an High/Low body temp. cause she is the one who told me i had a ~~EN~~fection inside my kidneys and she placed me on Antibiotics. after receiving information from Hays Laboratory stating I am fine. Then shortly after that Smith State prison done Lab work, urine and blood and a effection showed up meaning I had the enfection at Hays they Lied an placed fake Lab results on paper an stole the money

Exhibit A

19. IV. witness to the facts in number 18 (cont'd)  
from the state while all the while I had a  
Kidney infection.

inmate: Charles Duffy GDC #832574 at  
Smith State prison Has Knowledge of me  
going through pain and suffering from symptoms  
and the abuse done by medical staff stated  
above in complaint, and the abuse by the  
Administration, the grievance process, appeal  
process etc. We were Roommates in H-1-219  
at Smith State prison almost a month before  
they moved him back to General population.

Mrs. Lasharn Hughes, MBA interim Executive  
Director The Composite medical Board 2  
Peachtree St. N.W. 36th Floor Atlanta  
Georgia. 30303 404-656-3913. she responded  
to my complaint about being abused by medical  
staff at Smith State prison. ~~She~~ ~~has~~ ~~the~~ ~~response~~ ~~and~~ ~~a~~ ~~copy~~ ~~of~~ ~~the~~ ~~complaint~~  
~~that~~ ~~was~~ ~~sent~~ ~~808-854-8888~~ she can provide  
more evidence, physician orders etc.

The prisoner correspondence project QPIRG Concordia  
1455 de Maisonneuve W. Montreal QC H3G Canada  
Have Knowledge of the complaints I send to them  
Regularly,

Exhibit A



19

IV. Witness to the Facts in number 18 (Contd)

Ryan Primerano Attorney at the Southern  
center for Human Rights Law office 83  
poplar St. N.W. Atlanta, GA. 30303 404-688  
1202. I wrote a complaint about abuse from  
GDC officials, Lawyer stated that my complaint  
with also be sent to the Commissioner. This  
complaint is also in possession of ~~888-888-8888~~  
~~888-888-8888~~.

U.S. Department of Justice Civil Rights Division  
Special Litigation Unit 950 Pennsylvania  
Avenue NW PHB Washington DC 20530  
wrote complaint about GDC abuse. Ms. Scott  
also has this copied complaint.

Doctor Roby Nurse Practitioner at Georgia Diagnostic  
and classification Prison P.O. Box 3877 Jackson GA, 30233  
Know about Body temperature and internal hemorrhoid surgery  
she placed a medical hold on me and They still transferred  
me when i was not medically cleared.

Doctor Wynn at Georgia state Prison in Reidsville GA. He  
done my surgery and knows about high/low Body temp.  
The mobile surgery unit in GSP.

Exhibit A

20. Please describe any legal argument you wish to make. You may add separate sheets of paper if necessary. It is not necessary that you present legal argument in order to obtain the relief to which you are entitled.

SEE ATTACHED

21. **Briefly** state the specific relief requested against each party. This means to state exactly what you want the court to do for you. **DO NOT MAKE ANY LEGAL ARGUMENTS. DO NOT CITE CASES OR STATUTES.**

SEE ATTACHED

## IV. Legal Arguments (cont'd)

8. The eighth amendment protects prisoners rights to medical care. see *Estelle v. Gamble*, 429 U.S. 97, 103 (1976). Plaintiff has suffered and still is suffering from an illness that is being hid by the GDC medical staff and the Administration. see GDC Board of Corrections 125-4-4-.04 Health services.

9. The Due process clause of the fourteenth Amendment prohibits a state from depriving any person of life, liberty or property without due process of law. plaintiff due process rights have been violated over eight years and still is being violated by GDC staff, plaintiff is refused outside care treatment, plaintiff grievance and appeal process is being neglected. Plaintiff mail is being tampered with. see *Wolff v. McDonnell*, 418 U.S. 539 (1974), *Sandin v. Conner*, 515 U.S. 472 (1995).

10. The first Amendment protects everybody's right to freedom of speech an association. Plaintiff is being held back by medical and Administration from receive help from a doctor on the outside plaintiff needs equipment that GDC does not have which is laser surgery and these officials are refusing me outside care.

20. IV. Legal Arguments (Cont'd)

11. Plaintiff's grievance process has been and still is being violated to keep plaintiff receiving justice to restore the violations of the Federal and state Constitutions of the United States and Georgia constitution. see: SOP 11B05-0001 (227.02) VI: A (3), VI: B (7) to support this complaint. Plaintiff is receiving warden responses sixty to 70 days, he is also receiving appeal responses five to 8 months which automatically violates the Due process clause. see Lewis v. Casey 518 U.S. 343 (1996).

12. Retaliation and conspiracy to Violate Plaintiff's First Amendment rights. The primary problem concerns the Georgia Department of Corrections officials conspiratorial practice to violate plaintiff's First, eighth, and fourteenth Amendments to the U.S. constitution. Part of this practice consists of manifold reprisals and deliberate disregard for rules and requirements, as well as regulations which govern their duty to receive, process and answer plaintiff's grievances in compliance with GDC State wide Grievance Procedure (SOP: 227.02). When plaintiff exercises use of the grievance procedure, GDC officials join together to harass and

Exhibit A

20. IV. Legal Arguments (cont'd)

retaliate against plaintiff with a combination of the following unethical acts. Plaintiff has and still is till this day experienced the harassment from the followings; (1) Refuse to answer grievances (2) Refuse to give receipt for grievances. (3) Return parts of the grievances and not the entire grievances to cover up legitimate claims. (4). Refuse to return grievance within mandated time (40 days) and 100 days for appeals. (5). Grievances denied automatically without substantive explanation or legitimacy according to GDC policies. Such acts of moral turpitude are some of the malice acts used in their collusive practice of reprisals. They are concerted acts which violate the conspiracy laws of title 42 USC 1995(3) and 1986. The United States Supreme court requires plaintiff to exhaust administrative review before entering the arena of judicial review. However, this process becomes unfairly difficult when GDC officials tamper with the appeals process, also see Turner v. Safley, 482 U.S. 78 (1987).

Exhibit A

21.

## Relief (Contd)

13. WHEREFORE, plaintiff respectfully pray that this court enter judgment,

14. A declaration that the acts and omissions described here in violated plaintiff's rights under the constitution and laws of the United States.

15. A preliminary and permanent injunction ordering defendants, D.R. investigator shepard, counselor Tracy Atkinson, D.R. Hearing officer Luetinent COX, CO II DEVAN DOVER, Sargent Justin MALDONADO, Doctor Brown MD, LPN, **Legett, P.A. LANE COOPER**, stop violating the policies that are governed by the GDC, and the U.S. constitution.

16. Compensatory damages in the amount of \$2,000 against each defendant, jointly and severally, for pain and suffering, negligence with malice intent, to keep plaintiff from receiving proper medical treatment.

17. Punitive damages in the amount of \$500.00 against each defendant.

18. A jury trial on all witnesses to appear in court as well as a security reduction on transferred

Exhibit A

21.

## Relief (Cont'd)

19, Nominal damages in the amount of \$400.00 against each defendant for violating plaintiff's rights knowingly with malice intent.

20. To be seen by a outside care provider, and hospitalized to a bed and hooked up to a machine to pick up body temperature, when it is abnormal.

21. To be seen by an outside care provider and have laser surgery done on my feet to restore health.

22. To receive all plaintiff's medical records and investigate and see these prolonged illegal acts committed by GDC staff.

23. To place a restraining order on all defendants in this complaint to stop illegal activity, in the future.

24. Immediate termination on each defendant.

25. A jury trial tried on all issues triable by jury.

26. Plaintiff's cost in this suit.

Exhibit A

21.

Relief (Cont'd)

27, Any additional relief this court deems,  
just, proper, and equitable.

## VERIFICATION

I have read the foregoing complaint and hereby, verify, proper that the matters alleged there in are true, except as to matters alleged on information and belief, and, as to those, I believe them to be true. I certify under penalty of perjury that the foregoing is true and correct.

Executed at, Hays STATE Prison  
in Trion Georgia on 9-22-18

O. Batala, Blount 816424  
Hays State Prison C-1-204-top prose  
P.O. Box 668  
Trion, GA. 30753

Exhibit A



I declare (or certify, verify, or state) under penalty of perjury that the foregoing statements made in this Inmate Form for Civil Action are true and correct.

Executed on 10-3-18  
Date

[Signature]

Signature of Plaintiff

Sworn to and subscribed before me this  
3<sup>rd</sup> day of October, 2018.

[Signature]  
Notary Public or Other Person Authorized to Administer Oaths

JAMES M WENDT  
NOTARY PUBLIC  
CHATTOOGA COUNTY, GEORGIA  
MY COMMISSION EXPIRES JUNE 30, 2019

Exhibit A

# CERTIFICATE OF SERVICE

This is to certify that I have this day served a true and correct copy of the within and forgoing document(s) upon the person(s) listed below by depositing a copy of same in the United States Mail in a properly addressed envelope with adequate postage thereon to ensure that it reaches its destination.

This 28th day of Sept., 20 18.

Respectfully submitted

Patricia Blount Hays State Prison  
P.O. Box 668 Tribon GA 30753

Person(s) served:

Shepard DR investigator  
Devan Dover CO II

Tracy Atkinson counselor

LT. COX DR Hearing officer

Justin MALDONADO sargent

IYENA Grievance coordinator

Brown medical Doctor

Legett LPIU

LAVE cooper Physician Assistant

Sherry Bland clerk of Superior  
court

Exhibit A

SHERRY BLAND  
TO: CLERK OF SUPERIOR COURT  
P.O. Box 39  
Reidsville GA, 30453

RE: Please send me a copy of the civil Docket sheet pertaining to civil action No. 2018-NH-7-CR, along with a copy of the notice of Appeal to show it was stamped and filed in your office.

THANK you.

Sincerely, Mr Blount

OBatala Blount 816424  
Hays State Prison A-2-122  
P.O. Box 668  
Tifton, Georgia. 30753

DATE. 4-10-19

Plaintiff's  
Exhibit B

( ) NON-LEGAL FIRST CLASS POSTAGE (Maximum -- three)  
AMOUNT

( 1 ) LEGAL POSTAGE (Maximum -- five)  
AMOUNT

( ) SPECIAL MAILING (Maximum -- one)

I fully understand that the funds for the purchase of Indigent Postage will be a loan from the Inmate Benefit Fund. If I receive any funds to my account, I will be required to reimburse the Inmate Benefit Fund in accordance with SOP IIB04-0001, Inmate Mail and Receipt of Funds.

OBatala Blount 816424 A-2-122  
INMATE/PROBATIONER NAME GDC NUMBER DORM

O'Batala Blount 4-10-19  
INMATE/PROBATIONER SIGNATURE DATE

SIGNATURE OF VERIFYING STAFF DATE  
\*\*\*\*\*

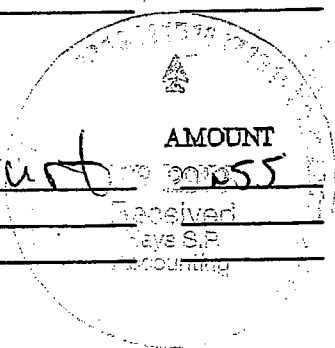
TO BE COMPLETED BY MAIL ROOM STAFF

NON-LEGAL POSTAGE USED:

| DATE | MAILED TO | AMOUNT |
|------|-----------|--------|
|      |           |        |
|      |           |        |
|      |           |        |

LEGAL POSTAGE USED:

| DATE    | MAILED TO                     | AMOUNT |
|---------|-------------------------------|--------|
| 4-10-19 | TAttall county Superior Court | 20.55  |
|         |                               |        |
|         |                               |        |



SPECIAL MAILING:

| DATE | MAILED TO | AMOUNT |
|------|-----------|--------|
|      |           |        |

TOTAL POSTAGE USED: 55  
SIGNATURE OF MAIL ROOM STAFF

XC: Mail Room  
Bookkeeping  
Inmate/Probationer File I Appealed on time and no response  
Plaintiffs exhibit B

**SHERRY BLAND**  
**CLERK OF COURTS**  
**SUPERIOR ~ STATE ~ JUVENILE**  
P.O. BOX 39 ~ REIDSVILLE GA 30453  
PHONE 912-557-6716  
FAX 912-557-4861

APRIL 22<sup>ND</sup>, 2019

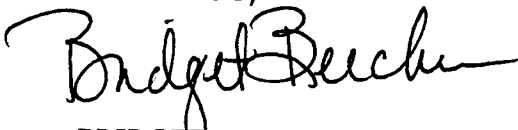
OBATALA BLOUNT  
GDC#816424  
HAYS STATE PRISON  
P O BOX 668  
TRION, GA. 30753

Re: 2018-NH-7-CR      OBATALA BLOUNT, GDC#816424  
VS.  
OFFICER SHEPPARD, ET AL

MR. BLOUNT,

WE DO NOT PROVIDE COPIES FOR FREE TO ANY INDIVIDUALS. I UNDERSTAND THAT YOU HAVE FILED YOUR REQUEST TO PRECEED INFORMA PAUPERIS; HOWEVER, THIS PERTAINS TO ONLY THE FILING OF THE CASE. WE DO NOT PROVIDE COPIES WITHOUT RECEIVING PAYMENT FIRST. YOUR UNDERSTANDING IN THIS MATTER IS GREATLY APPRECIATED.

THANK YOU,



BRIDGET BEECHER  
DEPUTY CLERK  
TATTNALL COUNTY

Plaintiff's  
Exhibit C

# APPENDIX B

S20C0689

TATTNALL COUNTY GA  
FILED IN OFFICE

## IN THE SUPERIOR COURT OF TATTNALL COUNTY STATE OF GEORGIA

2019 JUL 24 PM 1:05

OBATALA BLOUNT,  
GDC 816424,

Plaintiff,

vs.

OFFICER SHEPARD, et al.,

Defendants.

*Sherry Blount*  
CLERK OF COURTS

Civil Action No. 2018-NH-7-CR

### ORDER ON PLAINTIFF'S MOTION

Before this Court is Plaintiff's Motion for Out-Of-Time Appeal filed on June 27, 2019, in the above-referenced matter. Upon review, the Court hereby DENIES same.

The Clerk of Court is hereby ordered to serve a copy of said Order upon the Plaintiff.

SO ORDERED this 22<sup>nd</sup> day of July, 2019.

*Charles P. Rose, Jr.*  
CHARLES P. ROSE, JR.  
Judge, Superior Court of Tattall County  
Atlantic Judicial Circuit

Plaintiff's  
Exhibit E

COPY to Plaintiff  
& Emailed to LC  
7-24-19

IN THE SUPERIOR COURT OF TATTNALL COUNTY  
STATE OF GEORGIA

OBatala Blount 816424  
Plaintiff

civil action No. 2018-NH-7-CR

v.

CHARLES P. ROSE, JR. Judge  
Appellee.

TATTNALL COUNTY GA  
FILED IN OFFICE

MOTION FOR OUT-OF-TIME APPEAL

JUN 27 AM 10:47

Comes now the above named plaintiff and moves ~~the Court to~~ grant him an out-of-time Appeal on the following grounds: Pursuant to 5-6-34

1. On 4-10-19 plaintiff received order of case being dismissed by Judge Charles P. ROSE JR. by mail. Georgia court of Appeals has jurisdiction over this case.

2. Plaintiff placed notice of appeal in mail box on 4-11-19.

3. Plaintiff mail was approved indigent on 4-15-19. see Request for indigent postage as proof notice of appeal was submitted timely. see exhibit A.

4. Plaintiff submitted an extra copy of notice of appeal asking the clerk to return copy showing it was stamped and filed in office.

5. Plaintiff received notice of appeal back without being stamped and filed. see response as exhibit B. Bridget Beecher clerk violated OCGA 5-6-37

6. Plaintiff resubmitted the appeal asking for it to be stamped and

Plaintiff has not received the appeal showing it was stamped and filed.

7. Plaintiff fourteenth Amendment was violated by Deputu clerk Bridget Beecher.

THE clerk will please omit the following from the record on appeal:

1. Certified copy of civil docket sheet prepared by the clerk.
2. The original complaint and exhibits filed in the superior court.
3. The transcript of proceedings.

CERTIFICATE OF SERVICE

This is to certify that I have this day served a true and correct copy of the within and foregoing document(s) upon the persons listed below by depositing a copy of same in the United States mail in a proper addressed envelope with adequate postage there on to ensure that it reaches its destination.

Respectfully submitted OBatala Blount 6-14-19

Christopher M. Carr Attorney General  
40 Capital Square S.W. Atlanta, GA. 30334-1300

Person(s) served:

Timothy C. Ward  
Commissioner  
GOC State Office Sift Collier  
P.O. Box 1529 Forsyth GA.  
31029

# APPENDIX C



## SUPREME COURT OF GEORGIA Case No. S20C0689

July 15, 2020

The Honorable Supreme Court met pursuant to  
adjournment.

The following order was passed.

OBATALA BLOUNT v. BRIDGETT BEECHER.

The Supreme Court today denied the petition for certiorari  
in this case.

*All the Justices concur.*

Court of Appeals Case No. A20A0361

SUPREME COURT OF THE STATE OF GEORGIA  
Clerk's Office, Atlanta

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

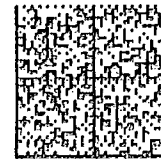
Witness my signature and the seal of said court hereto  
affixed the day and year last above written.

*Theresa A. Barnes*

Clerk



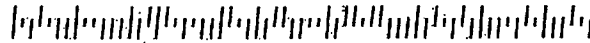
SUPREME COURT OF GEORGIA  
NATHAN DEAL JUDICIAL CENTER  
1<sup>ST</sup> FLOOR, SUITE 1100  
330 CAPITOL AVENUE, S. E.  
ATLANTA, GEORGIA 30334



U.S. POSTAGE >> PITNEY BOWES  
ZIP 30334 \$ 000.50<sup>0</sup>  
02 1W  
C001401205 JUL 15, 2020

RECEIVED  
JUL 21 2020  
BALDWIN SP  
MAIL ROOM

3103430218 B002



Appendix C

52000689



**CLERK'S OFFICE**  
**SUPREME COURT OF GEORGIA**  
244 Washington Street, Room 572  
Atlanta, Georgia 30334

NAME: Obatala Blount  
DATE: October 10, 2019

---

CASE NO. N/A

The Rules of the Supreme Court of Georgia are available on our website at [www.gasupreme.us](http://www.gasupreme.us). We no longer have paper copies available for distribution.

This office does not have forms of any kind for distribution.

Thank you for sending us your change of address. We have updated our records accordingly.

I am sorry that we cannot help you with the answers to your questions. Employees of this Court may not provide legal advice.

You do not have an appeal pending in this Court in which to file your papers.

Your recent letter to \_\_\_\_\_ has been forwarded to this office for a response. The Justices may consider cases pending in the Court, but may not advise litigants or discuss cases with them except within authorized procedures.

This Court is unable to supply copies to you without charge. If you will remit the cost of copying, we will send you the documents you requested. The charge for those documents is \$ \_\_\_\_\_.

A pauper's affidavit cannot be accepted in lieu of payment for copying charges. Pauper's affidavits can only be used for costs for filing an appeal or an application for appeal.

The remittitur was returned to the trial court on \_\_\_\_\_ and this Court no longer has jurisdiction over your case.

All documents filed in this Court must have a certificate of service attached showing the name and address of opposing counsel, or if no counsel, the opposing party to whom you have sent a copy of your filing.

✓ I am returning your documents to you for your further use.

Plaintiff's  
Exhibit I

- ✓ It appears that you are seeking to file a petition for writ of certiorari to the Supreme Court of Georgia from Court of Appeals of Georgia case number A20A0361. OBATALA BLOUNT v. BRIDGETT BEECHER. That case has not yet been decided by the Court of Appeals. You may file your petition, in accordance with the rules of this Court, once you receive a decision in that case.

Plaintiff's  
Exhibit I

**SUPREME COURT of GEORGIA**

Nathan Deal Judicial Center  
330 Capitol Avenue S.E., Room 1100  
Atlanta, Georgia 30334  
(404) 656-3470

Business Hours: Monday - Friday, 8:30 a.m. to 4:30 p.m.

---

**Docketing Date: December 08, 2019**

Obatala Blount  
GDC# 816424  
Baldwin State Prison H-C-140 TOP  
PO Box 218  
Hardwick, Georgia 31034

**Case No. S20C0689 OBATALA BLOUNT v. BRIDGETT BEECHER**

The above-styled petition for certiorari has been docketed in the Supreme Court of Georgia and has been assigned the docketing date and case number shown above.

A response to the petition for certiorari, due within 20 days of the docketing of the petition, is encouraged but is not mandatory. However, failure to file a response shall be deemed to be an acknowledgment by respondent that the requirements of the rules for the granting of the petition for certiorari have been met, provided, however, that such acknowledgment shall not be binding on the Court. See Supreme Court Rule 42.

*Important Rule Requirements and Information*

**Notice of Amended Rules** – Effective immediately, the Supreme Court of Georgia amended its Court Rules by revising Rule 4 (Requirements for Attorneys Practicing Before the Supreme Court), Rule 10 (Briefs of the Parties: Time of Filing), Rule 20 (Briefs: Page Limitations), Rule 23 (Amicus Briefs), Rule 24 (Supplemental Briefs), Rule 50 (Oral Argument), and Rule 51 (Requests for Oral Argument) and by adding new Rule 96 (Appearance

and Argument before the Georgia Supreme Court). The amended rules are available on the Supreme Court of Georgia website: [www.gasupreme.us](http://www.gasupreme.us).

**Counsel** – Unless exempted, all counsel are required to submit documents to the Court electronically. Submitting documents electronically is not a substitute for service on the opposing party. Counsel listed in this case may view the record through the e-file system.

Court of Appeals Case Number(s): A20A0361

Therese S. Barnes, Clerk

In the Supreme court  
state of Georgia

520C0689

Case No.

Lower courts. Nos.  
Appeal No. A20A0361  
superior court. 2018-NH-7-CR

O'Batala Blount, pro se  
Appellant, Plaintiff

v.

Bridget Beecher  
Tattnall county  
superior court  
Deputy clerk  
Atlantic Judicial circuit

<sup>E.</sup>  
Steve Castlen Clerk of Ga. Court of appeals  
Appellee

Brief of Appellant

O'Batala Blount pro se  
Appellant/Plaintiff

GDC ID No. 0000816424  
Baldwin State Prison H-C-140-Top  
P.O. Box 218  
Hardwick, Georgia 31034

RECEIVED BY MAIL  
AND FILED

SUPREME COURT OF GEORGIA

IN THE SUPREME COURT OF GEORGIA  
STATE OF GEORGIA

CC S20C0689

O'Batala Blount,  
Appellant,

Case No.  
Lower ct. No. Appeal No. A20A0361  
Superior ct. No. 2018-NH-7-CR

v.

Bridget Beecher deputy clerk Tattnall county superior court,  
Steve E. Castlen clerk Ga. Court of Appeals,  
Appellee,

Jurisdiction

The Georgia Supreme Court has jurisdiction to review all cases in which a final order from a superior court in a civil action tort claim, and the ORDER from a Court of appeals of Georgia Rule 38 (a) (1) (2). Georgia Constitution 1983 Art. VI, VI Para. III.

Statement of the Case

On October 9<sup>th</sup> 2018 at 11:25 a.m. plaintiff civil action tort claim was filed in the clerk's office of tattnall county superior court about negligence from medical and none medical GDC staff at Smith State prison. see complaint as exhibit A

On April 1<sup>st</sup> 2019 plaintiff case was dismissed see order as exhibit A

On October 9<sup>th</sup> 2018 at 11:25 a.m. plaintiff civil Tort claim action was submitted and filed in the clerk's office of Tattnall County about negligence from medical and non medical GDC staff at Smith State Prison.

On April 1<sup>st</sup> 2019 CHARLES P. ROSE JR. Judge, Superior Court of Tattnall County Atlantic Judicial Circuit dismissed plaintiff's case; civil Action No. 2018-NH-7-CR, see order attached as exhibit A.

Plaintiff submitted a timely notice of appeal requesting that the appeal be forwarded to the District Court in Savannah Georgia, see proof of mailing through Request for Indigent Postage form as exhibit B.

On April 22<sup>nd</sup> 2019 plaintiff received notice from defendant Bridget Beecher refusing to send plaintiff a copy of his notice of appeal that was provided with an a stamped envelope provided and refused to send plaintiff a copy of the civil docket sheet, see notice as exhibit C.

Plaintiff submitted an out of time appeal on 6-14-19, see as exhibit D

On July 22<sup>nd</sup> 2019 CHARLES P. ROSE JR. Dismissed plaintiff's out of time appeal with an attachment that plaintiff never seen or did not write. Plaintiff's notice of appeal requested that the clerk forward the record this document was written by someone other than plaintiff. Plaintiff out of time appeal should have been attached since defendant Charles P. Rose Jr. supposed to rule on plaintiff's out of time appeal, see ORDER and attachment as exhibit E

Plaintiff received his actual appeal back stating from the clerk court of the Georgia court of appeals that there was no notice of appeal pending, see appeal as Exhibit F.

On June 24<sup>th</sup> 2019 plaintiff submitted a mandamus on defendant Deputy Clerk of Tattnall Superior Court Bridget Beecher, see mandamus as exhibit G.



On September 4<sup>th</sup> 2019 petitioner's/plaintiff mandamus was filed in the office of the clerk of the Georgia Court of Appeals of Georgia.

On October 9 2019 at Court of Appeals of the state of Georgia, clerk defendant Steve E. Castlen entered an order giving plaintiff (20) twenty days to submit a enumeration of errors, see order as exhibit H.

On October 10 2019 The clerk of the Supreme court notified plaintiff that he must file his petition for Writ of Certiorari after plaintiff receive an answer in that case, see notice as exhibit I.

On October 19 2019 at the Court of Appeals of the state of Georgia Clerk's office, Atlanta Georgia defendant Steve E. Castlen Filed plaintiff's Brief and enumeration of errors. See Plaintiff's Brief an enumeration of errors as exhibit J.

On October 23 2019 at Court of Appeals of the state of Georgia clerk's office defendant clerk Steve E. Castlen entered That plaintiff extension of Time had been Granted, see exhibit as J

On November 15 2019 Deputy Attorney General notified plaintiff that Defendant Steve E. Castlen Did not notify The Georgia Department of Law of the proceedings so that they could be counsel for defendant Deputy Clerk Bridget Beecher, see Notice by Deputy Attorney General Beth Burton as exhibit K. Which violates plaintiff's, first fourth, fifth, Eighth, and Fourteenth Amendments to the United States Constitution, as well as Georgia Court Rules of Appeals, and the Code of Conduct for Judicial Employees.

Georgia Court of Appeals Rules Rule 13 states Notice of Docketing - Upon the docketing of every appeal and application for appeal, the Clerk shall mail notice of the docketing date and schedule for briefing to all counsel.

(i). Defendant Steve E. Castlen knowingly violated plaintiff's Due process rights. By Depriving plaintiff of rights of equal protection. *Kush v. Rutledge* 460 719 724 75 L. Ed. 2d 413 103 S. Ct. 1483 (1983).

Defendant Steve E. Castlen maliciously deprived plaintiff of his rights to be heard and to cross examine in the court room.

(i). Meaningful access to justice has been the consistent theme of our cases. Access to the courthouse doors does not by itself assure a proper functioning of the adversary process and that a civil trial is fundamentally unfair if the clerk proceeds against an indigent plaintiff without making sure that plaintiff's rights to free of speech are protected. *Turner v. Safley* 482 U.S. 78 (1987).

Defendant Steve E. Castlen joined in with the parties stated above to Deprive plaintiff of access to the courts and Defraud the government by proceeding in court and not notify all counsel and to keep justice from being served by the courts, so that the criminal acts committed by the other parties would be covered up. Which links defendant Steve E. Castlen to conspiracy to crime. Under the R.I.C.O. Act, *Speir v. Krieger* 235 Ga. App. 392 509 S.E. 2d 684 (1998).

Plaintiff has previously been violated by the parties stated above, which defendant joined in as the same.

(i). If two or more persons in any State or Territory conspire, or go in disguise on the highway or on the premises of another for the purpose of depriving, either directly or indirectly, any person or class of persons of the equal protection of the laws, Has violated 18 USC § 241.

By the misconduct of defendant Steve E. Castlen has injured plaintiff from receiving a fair trial, which violated The eighth Amend to the U S Constitution.

(i). The Clerk of Court and the Clerk's office staff perform they're duties to the Code of Conduct for Judicial employees.

(ii). The code of conduct prohibit Clerk's Office employees from accepting any gift, without exception, from anyone seeking official action from or doing business with the court or from anyone who has interests substantially affected by the performance or non-performance of official duties. United States v. Cruikshank 92 U.S. 542, 23 L ed 588. also see O.C.G.A. § 16-14-5; Wolff v. McDonnell 418 U.S. 539 (1974). at all times defendant works under color of State law

"Every person who, under color of any statute, ordinance, regulation, custom, or usage . . . subjects, or causes to be subjected, any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights privileges or immunities secured by the Constitution and laws, shall be liable to the party injured in an action at law, suit in equity, or other proper proceeding for redress." Western Bus Sys. v. Istaton 492 F. Supp. 513 (N.D. Ga. (1980).

I The Court ERRED IN DISMISSING Plaintiff civil action when plaintiff presented exhibits such as a physician order mandating treatment without first hearing the physician side of the story of why that physician mandated treatment and what Health issues did plaintiff have for physician to mandate treatment.

Plaintiff exhausted all his administrative Remedies. *Porter v. Nussle*, 534 U.S. 516 (2002). The court joined in with the defendants to cover up crime that was committed by the defendants stated in the civil action. 18 U.S.C. 659. defraud plaintiff Like there actually was a hearing done in open court all the while, the court was covering up a crime and confiscated plaintiff's exhibits, which would bring relief in a summary judgment in the Favor of the plaintiff. A tort which imposes civil liability on every "person" who deprives another of his Federally and state protected rights, *Monroe v. Pape* 365 US 167, 5 L Ed 2d 492, 81 S. Ct. 473 (1961). The court held plaintiff complaint from 10-9-18 till 4-1-19 without notifying all counsel. The Attorney General Knows nothing about plaintiff civil action, nor his notice of appeal or his mandamus, nor his denied out of time appeal. These governmental actors conduct of depriving of plaintiff rights, privileges, or immunities secured by the Constitution within the meaning of Rev. Stat. § 1979 (42 USC § 1983), which gives a right of action against every person who under color of any statute, ordinance, regulation,

custom, or usage, of any state, subjects another to the deprivation of such rights, privileges, or immunities. (272 F.2d 365). The court's conduct has prejudice plaintiff and Left plaintiff to suffer from medical issues that mandates "medical attention". Plaintiff was mandated and "Endocrinology" to find out why plaintiff was having high/low body temperature which plaintiff still experiences till this day cause the negligence from this court Refusing to enforce a ORDER that was mandated By a physician. Nixon v. Condon, 286 US 73, 89, 76 L ed 984, 990, 58 S. Ct. 484, 88 ALR 458).

"Definition of pattern of racketeering satisfied." - Definition of a "pattern of racketeering activity" as set forth in O.C.G.A. § 16-14-3(8) of "at least two incidents of racketeering activity that have the same or similar intents, results, accomplices, victim, or methods of commission or otherwise are interrelated by distinguishing characteristics and are not isolated incidents" was satisfied when the state established a number of interrelated incidents of racketeering activity that had the same intents and results (to intentionally deprive or monetary gain) and the same accomplices (the defendants and other members of the other governmental offices. Overton v. State, 295 Ga. App. 223, 671 S.E. 2d 507 (2008). The court dismissed plaintiff case with prejudice, The clerk refuse to forward record with notice of Appeal, The judge dismissed plaintiff's out-of-time notice of

S20C0689

appeal do to clerk's failure. The Clerk of The Georgia Court of appeals refused to notify All counsel of the proceedings, that's a pattern of R.I.C.O Act violations all These Defendants joined in to deprive plaintiff of Rights secured by the U.S. Constitution, an Georgia Constitution as well, his first, eighth, and fourteenth amendments. O.C.G.A. §16-14-1 et seq. Pasha v. state, 273 Ga. App. 788, 616, S.E. 2d 135 (2005).

As a conclusion to the enumerations of error regarding instances of Patterns of violations of the R.I.C.O. Act, by Judge Charles P. Rose a superior court judge at tattnall county Superior court Atlantic judicial circuit, Deputy clerk Bridget Beecher in clerk's office in tattnall county superior court, and The clerk Steve E. Castlen at the Georgia court of appeals, unprofessional errors must be considered in assessing whether the requisite prejudice has been shown. Schofield v. Holsey, 281 Ga. 809, 811 n. 1, 642 S.E. 2d 56 (2007)

### CONCLUSION

For the foregoing reasons, Appellant respectfully requests that this Honorable Court, ORDER THE CLERK in superior court to forward the record all exhibits and complaint, and To send plaintiff a copy for his records, and to ORDER THE CLERK of the Ga. Court of Appeals to forward Mandamus, and record, and to pay all appeal bonds and grant plaintiff and expert to prepare his defense and to prepare for trial for relief in the civil action and in the mandamus, Through a De novo Hearing,

IN THE SUPREME COURT OF GEORGIA STATE OF GEORGIA

O'Batata Blount 816424  
Plaintiff

SUPREME COURT OF GEORGIA APPEAL No.  
S20C0689

v.  
BRIDGET BEECHER Double Clerk  
Defendant

DECLARATION FOR ENTRY OF DEFAULT

O'Batata Blount prose, hereby declares:

I am the plaintiff herein. The complaint herein was filed on 10-19-2019 in the Georgia Court of appeal no. A20A0361, and in the Georgia Supreme court on 12-9-2019 appeal no. S20C0689.

The clerk of court did not send plaintiff the date the United States marshal Service served the defendant.

More than 20 days and 90 days has elapsed since the date of the filing Plaintiff, mandamus and writ of Certiorari.

The defendant has failed to answer or otherwise defend as to Plaintiff's complaint, or serve a copy of any answer or any defense which it might have had, upon affiant.

Defendant is not in the military service and is not an infant or incompetent.

I declare under penalty of perjury that the foregoing is true and correct. Executed at (Hardwick Georgia) on 3-23-2020. O'Batata Blount

CERTIFICATE OF SERVICE

I do hereby certify that I have this day served a copy of the same by depositing the same in the U.S. prison external prison mail Box with adequate postage to ensure it reaches its destination to the parties listed below.

Persons(s) served:

Christopher M. Carr, Attorney General  
40 Capital Square Atlanta Georgia 30334

O'Batata Blount  
3-23-2020

RECEIVED BY MAIL  
AND FILED

SUPREME COURT OF GEORGIA

IN THE SUPREME COURT OF GEORGIA STATE OF GEORGIA

O'Batala Blount 816424  
plaintiff/Appellant

case no. S20C0689

v.  
BRIDGETT BEECHER deputy clerk  
defendant/Appellee

SUMMONS

TO THE ABOVE-NAMED DEFENDANTS:

You are hereby summoned and required to serve upon plaintiff, whose address is O'Batala Blount 816424 Baldwin state Prison H-C-140-Top P.O.Box 218 Hardwick Georgia 31034 an answer to the complaint which is herewith served upon you, within 15 days after service of this summons upon you, exclusive of the day of service, or 60 days if the U.S. Government or officer/agent thereof is a defendant. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

Clerk of the Court: \_\_\_\_\_

Date: \_\_\_\_\_

PETITIONER'S PROSE ENTRY OF APPEARANCE

Notice is hereby given pursuant to U.S.C.R. Rule 4.2 that O'Batala Blount prose plaintiff/Appellant enters his appearance in the above styled action number as counsel O'Batala Blount Appellant prose above. The clerk of court and all counsel of record are requested to forward any and all correspondence pleadings, notices, calendars, orders, and other matters, related to the above-styled case no. above to counsel at the address stated above in summons as part of this application, and prose is requesting to appear at all ex-parte hearings, oral, evidentiary, depositions, etc., in this case.

Respectfully, O'Batala Blount 816424 5-4-2020  
O'Batala Blount GDC No. counsel plaintiff  
Baldwin state Prison H-C-140-Top  
P.O. Box 218 Hardwick, Georgia. 31034  
phone N/A / electronically e-mail N/A



IN THE SUPREME COURT OF GEORGIA STATE OF GEORGIA  
O'Batala Blount 816424  
Plaintiff/Appellant

case no. S20C0689

V.  
BRIDGETT BEECHER deputy clerk  
Defendant/Appellee

RECEIVED BY MAIL  
AND FILED

MAY 04 2020

SUPREME COURT OF GEORGIA

## MOTION FOR DEFAULT JUDGMENT

Plaintiff move this court for a judgment by default in this action, and show that the complaint in the above case was filed in this court on 12-8-2019; the summons and complaint were duly served on Defendant, BRIDGETT BEECHER deputy clerk on 11-12-2019; no answer or other defense has been filed by the Defendant; default was entered in the civil docket in this office by this clerk on 3-23-2020; Pursuant to O.C.G.A. 9-11-55(a) more than 15 days has passed and no proceedings have been taken by the Defendant since the default was entered; Defendant was not in military service and is not an infant or incompetent as appears in the declaration of O'Batala Blount plaintiff/Appellant prose, submitted here with.

Wherefore plaintiff moves that this court make and enter a judgment that:

1. A declaration that the acts and omissions described herein violated plaintiff's rights under the Constitution and laws of the United States.

2. A Temporary restraining Ordering defendants' Bridgett beecher, and defendant Steve E. Casten to forward everything from the tattnall county superior court and Ga. Courts of appeal to the Ga. Supreme court clerk. To stop processing appeals, and processing claims off the record hiding from the higher appellate courts, and justices as well as the Attorney General.

3. Compensatory damages in the Amount of \$3,700 against each defendant jointly and severally.

4. Punitive damages in the amount of \$20,000 against each defendant.

5. Plaintiff's cost's in this suit.

6. For each defendant Licenses to be indefinite Revoked and removed from office and never obtain a job for any Governmental agencies.

7. Any additional relief this court deems just, proper and equitable.

O'Batala Blount 5-4-2020

O'Batala Blount 816424

Baldwin state Prison H-G-140-Top

P.O. Box 218 Hardwick, Ga. 31034

### CERTIFICATE OF SERVICE

This is to certify that I have this day served a true and correct copy of the above by placing same in the U.S. per'son external mailing system to ensure it reaches it's destination.

Person(s) served:

Christopher M. Carr Attorney General  
40 Capitol Square Atlanta, Ga. 30334

O'Batala Blount

5-4-2020



# SUPREME COURT OF GEORGIA

## Computerized Docketing System

[BACK TO SEARCH PAGE](#)

### Docket Search Results

Case Number: S20C0689  
Status: Docketed  
Style: Blount v. Beecher  
Description: Civil - Certiorari  
Docket Date: December 8, 2019  
Calendar: April 2020  
Oral Argument Date: \*\*This date is not official until the Court Calendar is transmitted to the parties.  
County Location: Tattnall  
Lower Court Numbers: 2018NH7CR

| Proceedings<br>Date | Filings & Motions                            | Date | Orders |
|---------------------|--|------|--------|
| December 8, 2019    | CERTIORARI - Petition for Writ of Certiorari |      |        |

### Disposition

| Attorneys<br>Name | Type      | Address  | Phone |
|-------------------|-----------|--|-------|
| Obatala Blount    | Appellant | GDC# 816424<br>Baldwin State Prison H-C-140<br>TOP PO Box 218<br>Hardwick, Georgia 31034 |       |

|                     |          |
|---------------------|----------|
| Christopher M. Carr | Appellee |
|---------------------|----------|

|                            |          |
|----------------------------|----------|
| Patricia B. Attaway Burton | Appellee |
|----------------------------|----------|

|                  |          |
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| Bridgett Beecher | Appellee |
|------------------|----------|