

APPENDIX — INDEX

App. A	Exemplification Certificate of U.S. District Court for the Northern District of Georgia No. 1:24-cv-01460 (Doc. 35)
App. B	Judgment of the Court of Appeals, issued as mandate (July 2, 2025, Doc. 36)
App. C	Order denying rehearing en banc (Aug. 22, 2025, Doc. 43)
App. D	Clerk's No Action/Deficiency Notice (Motion for Summary Disposition) (Aug. 25, 2025, Doc. 45)
App. E	Motion for Reconsideration of Clerk's No Action/Deficiency Notice (Sept. 15, 2025, Doc. 47)
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App. G	Order granting reinstatement of appeal (May 16, 2025, Doc. 32)
App. H	Clerk's letter issuing mandate (MDT-1) (Sept. 3, 2025, Doc. 46)
App. I	Judgment of the United States District Court, N.D. Ga. (Nov. 13, 2024)
App. J	Docket entries, Appeal No. 24-14144-G (Showing Clerk's Stamp Only, Doc. 1-49)

App. B Exhibit

2

24-14144

Appeal from the United States District Court
for the Northern District of Georgia
D.C. Docket No. 1:24-cv-01460-SEG

JUDGMENT

It is hereby ordered, adjudged, and decreed that the
opinion issued on this date in this appeal is entered as
the judgment of this Court.

Entered: July 2, 2025
For the Court: DAVID J. SMITH, Clerk of Court

ISSUED AS MANDATE: September 3, 2025

Order of the Court

24-14144

Appeal from the United States District Court
for the Northern District of Georgia
D.C. Docket No. 1:24-cv-01460-SEG

Before ROSENBAUM and ABUDU, Circuit Judges.

BY THE COURT:

Appellant's motion to reinstate this appeal is GRANTED.

Appellant's Motion to Amend the Date on Mail Received"
Is DENIED. In general, a filing received through the mail is
docketed as of the date of the clerk's receipt. *See* Fed. R. App.
P. 25(a)(2)(A)(i).

App. Exhibit C

In the

UNITED STATES COURT OF APPEALS

For the Eleventh Circuit

No. 24-14144

BARRY BROOKS,

Petitioner Appellant,

Versus

SHERIFF OF CHEROKEE COUNTY,

Acting Captain/ Custodian of Petitioner,

SHANNON WALLACE,
Presiding Judge (and assigns),
JEFFREY S. BANKS,
Esq.,

Respondents-Appellees.

Order of the Court

Appeal from the United States District Court
For the Northern District of Georgia
D.C. Docket No. 1:24-cv-01460-SEG

ON PETITION(S) FOR REHEARING AND PETITION(S) FOR
REHEARING EN BANC

Before NEWSOM, GRANT, and BRASHER, Circuit Judges.

PER CURIAM:

The Petition for Rehearing En Banc is DENIED, no judge in Regular active service on the Court having requested that the Court be polled on rehearing en banc. FRAP 40. The Petition for Rehearing En Banc is also treated as a Petition for Rehearing before the panel and is DENIED. FRAP 40, 11th Cir. IOP 2.

App. G. Exhibit

USCA11 Case:

Page 1 of 1

**UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT
ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street N.W.
Atlanta, Georgia 30303**

David J. Smith
Clerk of Court

For rules and forms visit
www.ca11.uscourts.gov

May 16, 2025

Clerk - Northern District of Georgia
Richard B. Russell Bldg & US Courthouse
2211 UNITED STATES COURTHOUSE
75 TED TURNER DR SW
ATLANTA, GA 30303-3309

Appeal Number: 24-14144-G

Case Style: Barry Brooks v. Sheriff of Cherokee County, et al
District Court Docket No: 1:24-cv-01460-SEG

The referenced appeal was dismissed.

Enclosed herewith is a copy of this court's order reinstating the appeal.

The notice of appeal will be treated as a request for a certificate of appealability unless appellant files such a request within fourteen (14) days from the date of this letter.

The parties have 14 days from the date of this order to file a notice with the Cler specifying which motions mooted by the dismissal of this appeal, if any, are to renewed. The time for filing a response to any renewed motion runs from the date the opposing party's notice is docketed. Parties seeking to renew a motion after the 14-day renewal period expires will be required to refile the motion.

Clerk's Office Phone Numbers

General Information: 404-335-6100
Case Administration: 404-335-6135
CM/ECF Help Desk: 404-335-6125

Attorney Admissions: 404-335-6122
Capital Cases: 404-335-6200
Cases Set for Oral Argument 404-335-6141

REINST-1 Court Order Reinstatement

App. H. Exhibit

**UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT
ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street N.W.
Atlanta, Georgia 30303**

David J. Smith
Clerk of Court

For rules and forms visit
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September 03, 2025

Clerk - Northern District of Georgia
Richard B. Russell Bldg & US Courthouse
2211 UNITED STATES COURTHOUSE
75 TED TURNER DR SW
ATLANTA, GA 30303-3309

Appeal Number: 24-14144-G
Case Style: Barry Brooks v. Sheriff of Cherokee County, et al
District Court Docket No: 1:24-cv-01460-SEG

A copy of this letter, and the judgment form if noted above, but not a copy of the court's decision, is also being forwarded to counsel and pro se parties. A copy of the court's decision was previously forwarded to counsel and pro se parties on the date it was issued.

The enclosed copy of the judgment is hereby issued as mandate of the court. The court's opinion was previously provided on the date of issuance.

Clerk's Office Phone Numbers

General Information:	404-335-6100	Attorney Admissions:	404-335-6122
Case Administration:	404-335-6135	Capital Cases:	404-335-6200
CM/ECF Help Desk:	404-335-6125	Cases Set for Oral Argument	404-335-6141

Enclosure(s)

MDT-1 Letter Issuing Mandate

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

BARRY BROOKS, ADOM BROOKS,

Petitioners,

vs.

SHERIFF FRANK REYNOLDS, et al.,

Respondents.

CIVIL ACTION FILE

NO. 1:24-cv-01460-SEG

JUDGMENT

This petition for a writ of habeas corpus having come before the court, Honorable Sarah E. Geraghty, United States District Judge, for consideration of the Magistrate Judge's report and recommendation and the Court having adopted the same, it is

Ordered and Adjudged that the petition for a writ of habeas corpus be, and the same hereby is **dismissed** and a Certificate of Appealability is **denied**.

Dated at Atlanta, Georgia, this 13th day of November, 2024.

KEVIN P. WEIMER
CLERK OF COURT

By: s/A. Edwards

Deputy Clerk

Prepared, Filed and Entered
In the Clerk's Office
November 13, 2024
Kevin P. Weimer
Clerk of Court
By: s/A. Edwards
Deputy Clerk

**Additional material
from this filing is
available in the
Clerk's Office.**