

# Table of Contents

## CHAPTER 1. HISTORY OF THE GEORGIA APPELLATE COURTS

- § 1:1 Introduction and background
- § 1:2 The origins of the Georgia Supreme Court
- § 1:3 The origins of the Georgia Court of Appeals
- § 1:4 Changes in the system of appellate courts—1916–1983
- § 1:5 —1983 to date
- § 1:6 The workload problems of the Georgia appellate courts
- § 1:7 A vision for the Georgia appellate courts

## CHAPTER 2. STRUCTURE AND OPERATION OF THE APPELLATE SYSTEM IN GEORGIA

- § 2:1 Establishing authority
- § 2:2 Structure of the appellate courts
- § 2:3 Powers of the appellate courts
- § 2:4 Terms of courts and distress time
- § 2:5 Internal operating procedures
- § 2:6 Relationship between the appellate courts
- § 2:7 Overview of superior-court and state-court review of decisions of other judicatories
- § 2:8 Jurisdiction and modes of review by superior and state courts, generally
- § 2:9 Superior courts' jurisdiction for review
- § 2:10 State courts: jurisdiction for review
- § 2:11 State courts—Original jurisdiction as state court
- § 2:12 —Trial jurisdiction under contract with municipality
- § 2:13 Operation of the superior and state courts in reviewing decisions of lower courts, administrative agencies, and other inferior judicatories

## CHAPTER 3. THE STRUCTURE OF THE OTHER TRIAL COURTS AND ADMINISTRATIVE TRIBUNALS

- § 3:1 Overview of the other trial courts and administrative tribunals
- § 3:2 Constitutional provisions—Courts of limited jurisdiction
- § 3:3 —Other tribunals or inferior judicatories

- § 3:4 —Administrative agencies
- § 3:5 Georgia State-wide Business Court
- § 3:6 Probate courts—Generally
- § 3:7 —Judge's jurisdiction and distinctions among powers
- § 3:8 —Large-counties, civil cases, jury trials, and new trials
- § 3:9 Juvenile courts—Generally
- § 3:10 —Associate juvenile court judges
- § 3:11 Magistrate courts—Generally
- § 3:12 —Non-attorney representation
- § 3:13 —Judges sitting as municipal court under contract with municipality
- § 3:14 —Review of decisions
- § 3:15 Municipal courts—Generally
- § 3:16 —State- or magistrate-court judges sitting for municipal court under contract with municipality
- § 3:17 —Appeal or certiorari in superior court
- § 3:18 Certain municipal courts as “city courts”
- § 3:19 Special courts—Generally
- § 3:20 —Potential problems of constitutionality and conflict with general laws
- § 3:21 County recorder's courts—Jurisdiction and constitutionality
- § 3:22 —Review of decisions
- § 3:23 Civil court of Bibb County
- § 3:24 Civil court of Richmond County
- § 3:25 Municipal court of Columbus, Georgia

## **CHAPTER 4. APPEALS TO THE SUPERIOR AND STATE COURTS**

- § 4:1 The limited scope of appeals to the superior and state courts
- § 4:2 The choice between appeal and certiorari
- § 4:3 Superior courts: jurisdiction on appeal
- § 4:4 State courts: jurisdiction on appeal; special provisions for Muscogee County
- § 4:5 Parties to the appeal
- § 4:6 Time to file and finality, no extensions
- § 4:7 Date of entry of judgment, order, or decision
- § 4:8 No resetting effect of motions
- § 4:9 Contents of notice of appeal, no answer required
- § 4:10 Filing and service of notice
- § 4:11 Costs and supersedeas
- § 4:12 Record on appeal
- § 4:13 Dismissal of appeal, no withdrawal of appeal, question of transfer of appeal

TABLE OF CONTENTS

- § 4:14 Proceedings on appeal
- § 4:15 Orders in aid of jurisdiction
- § 4:16 Jurisdiction on appeal
- § 4:17 De novo character of review in most cases
- § 4:18 Right to trial by jury
- § 4:19 Time of trial, hearing, or decision
- § 4:20 Review on the record in traffic cases
- § 4:21 Preservation of right to jury trial in state traffic misdemeanor cases
- § 4:22 Dismissal of appeal, judgments, and liens of judgment
- § 4:23 Damages for frivolous appeal

**CHAPTER 4A. APPEALS TO THE  
SUPERIOR AND STATE COURTS (EFF. JULY  
1, 2023)**

- § 4A:1 Superior and State Court Appellate Practice Act
- § 4A:2 Jurisdiction and venue
- § 4A:3 Standards of review
- § 4A:4 Petitions for review
- § 4A:5 Management of proceedings
- § 4A:6 Service of process
- § 4A:7 Deadlines and extensions
- § 4A:8 Limited grounds for dismissal
- § 4A:9 Creation and transmission of record on appeal
- § 4A:10 Payment of costs, bond, and security
- § 4A:11 Procedures after review
- § 4A:12 Effects of dismissal or withdrawal
- § 4A:13 Recovery of costs and damages

**CHAPTER 5. CERTIORARI IN THE  
SUPERIOR AND STATE COURTS**

- § 5:1 Certiorari, generally
- § 5:2 The choice between certiorari and appeal
- § 5:3 Superior courts—Jurisdiction for certiorari
- § 5:4 State courts: jurisdiction for certiorari; special provisions for Gwinnett County
- § 5:5 Application of the Civil Practice Act
- § 5:6 Certiorari to probate court and probate judge, judge's ministerial actions
- § 5:7 Special assignments of error in certiorari from probate court and coordination with approval of bond
- § 5:8 Other tribunals' judicial and quasi-judicial actions, and executive, legislative, or ministerial actions
- § 5:9 Filing deadline, timetable and finality

- § 5:10 Finality and entry of decision
- § 5:11 Separate cases, successive and renewed petitions
- § 5:12 No resetting effect of motions, certiorari as to denial of new trial
- § 5:13 Parties to petition
- § 5:14 Specifications of error in petition
- § 5:15 Other content of petition
- § 5:16 Initial sanction and filing in Superior Court, issuance of writ for record, and no service on opposing party until later time
- § 5:17 Filing and service
- § 5:18 Payment of costs
- § 5:19 Civil cases, bond or affidavit, amendment, and supersedeas effect
- § 5:20 Criminal cases, bond or affidavit, amendment, and supersedeas effect
- § 5:21 Amendment of petition
- § 5:22 Filing, content, timeliness, and service of answer
- § 5:23 Limitations on preparation of answer
- § 5:24 Filing of exceptions or traverse to answer
- § 5:25 Content of exceptions or traverse to answer, and amendment of same
- § 5:26 Conduct of hearing on petition, judge or jury trial on traverse
- § 5:27 Preservation of error and presentation of grounds for writ
- § 5:28 Scope of review
- § 5:29 Decision by superior court and further proceedings
- § 5:30 Recovery of costs
- § 5:31 Damages for frivolous certiorari

## **CHAPTER 6. DECLARATORY JUDGMENTS, EXTRAORDINARY WRITS, INJUNCTIONS, AND SUPERVISORY JURISDICTION IN THE SUPERIOR COURTS**

- § 6:1 Declaratory judgments, extraordinary writs, injunctions, and supervisory jurisdiction, generally
- § 6:2 Jurisdiction of superior courts, lack of jurisdiction in state courts
- § 6:3 Relationship to Civil Practice Act
- § 6:4 Declaratory judgments—Generally
- § 6:5 —Application to judicial and quasi-judicial proceedings
- § 6:6 —Supplemental relief
- § 6:7 Declaratory judgment—Procedure

TABLE OF CONTENTS

- § 6:8 —Effect on further appeals
- § 6:9 Mandamus—Generally
- § 6:10 —Requirements, when writ will not lie
- § 6:11 —Adequate remedy at law
- § 6:12 —Procedure
- § 6:13 Prohibition
- § 6:14 Quo warranto
- § 6:15 Injunctions and other equitable relief—Generally
- § 6:16 —Procedure
- § 6:17 Supervisory jurisdiction

## CHAPTER 7. REVIEW OF ADMINISTRATIVE DECISIONS

- § 7:1 Administrative agency review, generally
- § 7:2 Administrative Procedure Act—Judicial review in contested cases
- § 7:3 —Incomplete coverage
- § 7:4 —Exhaustion of administrative remedies
- § 7:5 —Review available
- § 7:6 Non-APA review of state agency decisions and actions
- § 7:7 Review of agency rules
- § 7:8 Review of decisions by local administrative agencies
- § 7:9 State Bar of Georgia—Generally
- § 7:10 —Proceedings for bar discipline
- § 7:11 —Administrative review of disciplinary decisions
- § 7:12 —Petition for reinstatement
- § 7:13 Local boards of education—Generally
- § 7:14 —Administrative appeal
- § 7:15 —Judicial review
- § 7:16 State personnel board
- § 7:17 Ad valorem tax decisions—Generally
- § 7:18 —Assessment appeals
- § 7:19 —Refund actions
- § 7:20 Workers' compensation—Administrative review
- § 7:21 —Judicial review
- § 7:22 Zoning decisions—Generally
- § 7:23 —Review of zoning classification decisions
- § 7:24 —Review of decisions other than classification decisions
- § 7:25 —Effect of local laws
- § 7:26 —Standard of review, exhaustion, parties, further review

## **CHAPTER 8. SPECIAL PROBLEMS OF FURTHER REVIEW IN THE GEORGIA APPELLATE COURTS AFTER SUPERIOR-OR STATE-COURT REVIEW**

- § 8:1 Further appellate review in the Georgia appellate courts, generally
- § 8:2 Selecting the court and procedure
- § 8:3 Analysis of jurisdictional issues, generally
- § 8:4 Types of cases in which a discretionary application is required
- § 8:5 The availability of interlocutory review in declaratory-judgment, extraordinary-writ, and injunction cases
- § 8:6 Specific cases requiring discretionary applications after superior-court review of decisions by lower courts and inferior judicatories
- § 8:7 State misdemeanor traffic violations, direct or discretionary appeal
- § 8:8 Probate-court decisions, direct rather than discretionary appeal
- § 8:9 State-as-municipal-court, magistrate-court, and recorder's-court decisions
- § 8:10 Administrative cases, discretionary application or direct appeal
- § 8:11 Administrative decisions, exceptions to discretionary application requirement
- § 8:12 Zoning decisions
- § 8:13 Commentary on the interpretation, application, and expansion of O.C.G.A. § 5-6-35(a)(1)

## **CHAPTER 9. RECORD PRESERVATION IN THE TRIAL COURT**

- § 9:1 In general
- § 9:2 Preservation of error with regard to pretrial matters
- § 9:3 Preservation of error with regard to jury selection and service—Generally
- § 9:4 —*Batson* and *Edmonson* challenges
- § 9:5 Evidentiary objections at trial—Generally
- § 9:6 —Time for objection, continuing objections, joinder by other parties
- § 9:7 —Later objection after evidence admitted
- § 9:8 —Inability to cure lack of objection by later motion
- § 9:9 —Ruling on objections, objections and exceptions thereto, and conditional admissibility
- § 9:10 —Requests for cautionary instructions

TABLE OF CONTENTS

- § 9:11 Offers of proof and objections to the exclusion of evidence
- § 9:12 Objections to the conduct of the presiding judge—Generally
- § 9:13 —Errors and misconduct occurring before jury instructions and prior to return of jury verdict or otherwise before presiding judge decides the case
- § 9:14 Objections to misconduct of opposing counsel
- § 9:15 Requests for jury instructions during the trial
- § 9:16 Requests for jury instructions in the final charge to the jury
- § 9:17 Requests for jury instructions—Trial court's obligations and instructions requiring request
- § 9:18 —Preservation of error and record on appeal
- § 9:19 Objections and exceptions to the trial court's jury instructions—Requirement and content
- § 9:20 —Criminal and civil cases
- § 9:21 Objections to the jury's verdict as a ground for review
- § 9:22 Objections to the judgment as a ground for review
- § 9:23 Evidentiary objections at trial, motions for new trial
- § 9:24 Motion for directed verdict and motion for judgment n.o.v.
- § 9:25 Evidentiary objections at trial, motions in arrest of judgment
- § 9:26 Plain error
- § 9:27 Harmless error
- § 9:28 Cumulative error

**CHAPTER 10. ENTRY AND FINALITY OF JUDGMENTS AND APPEALABLE ORDERS**

- § 10:1 Entry of judgment—Definition of “judgment”
- § 10:2 —Significance of the date of “entry”
- § 10:3 —“Entry” defined as filing with the clerk
- § 10:4 —Exception for filing with a judge of the trial court
- § 10:5 —Notice of the entry of judgment
- § 10:6 Judgments and appealable orders and decisions—The final judgment rule
- § 10:7 —Caption of judgment or order as “final”
- § 10:8 —More than one dispositive order or judgment
- § 10:9 —Other appealable orders and decisions
- § 10:10 Exceptions to finality—Generally
- § 10:11 —Certification of ruling for immediate review
- § 10:12 —Summary judgment orders
- § 10:13 —Determination and direction of final judgment in cases with multiple claims or parties

- § 10:14 —Class certification orders
- § 10:15 —Collateral order doctrine

## CHAPTER 11. POST-JUDGMENT MOTIONS

- § 11:1 Resetting and non-resetting motions
- § 11:2 Motion for new trial—Generally
- § 11:3 —Authority, grounds, and successive grants
- § 11:4 —Damages in civil cases
- § 11:5 —Criminal cases
- § 11:6 —Relationship to appeal
- § 11:7 Motion for judgment notwithstanding the verdict
- § 11:8 Motion in arrest of judgment
- § 11:9 Post-judgment motions in juvenile courts
- § 11:10 Other post-judgment motions, criminal cases
- § 11:11 Extraordinary motion for new trial—Generally
- § 11:12 —Effect on time for appeal, discretionary application requirement
- § 11:13 Term of court reconsideration
- § 11:14 Motions to set aside and to correct clerical errors
- § 11:15 Motions for out-of-time appeal
- § 11:16 Timing of the notice of appeal, premature appeals and relation to resetting post-judgment motions, overview
- § 11:17 Notice of appeal filed prior to the entry of judgment—  
Or premature appeals—Generally and in civil cases  
—Criminal cases
- § 11:19 Notice of appeal filed during pendency of resetting post-judgment motion or other timely motion
- § 11:20 Notice of appeal filed on same day as post-judgment motion or dispositive order
- § 11:21 Notice of appeal filed where post-judgment motion is withdrawn
- § 11:22 Resetting motion filed after notice of appeal—In general  
—The motion to stay

## CHAPTER 12. OVERVIEW OF THE APPELLATE PROCESS

- § 12:1 Generally
- § 12:2 Issues to be considered
- § 12:3 Selecting the proper court—Generally
- § 12:4 —Particular types of cases
- § 12:5 —Transfers of cases
- § 12:6 Selecting the proper procedure—Generally

## TABLE OF CONTENTS

- § 12:7 —Other issues of appeals and appealability
- § 12:8 —Direct appeals
- § 12:9 — —Non-final orders under O.C.G.A. § 5-6-34(a)
- § 12:10 Scope of the appeal—Generally
- § 12:11 —Pendent appellate jurisdiction

## CHAPTER 13. APPLICATIONS FOR DISCRETIONARY REVIEW

- § 13:1 When applications for discretionary review are required
- § 13:2 Policy of the discretionary application statute
- § 13:3 Application of the discretionary application statute, generally
- § 13:4 Appeals in cases reviewing decisions of other tribunals, agencies, and decision-makers
- § 13:5 Family law cases
- § 13:6 Monetary awards less than a statutory threshold
- § 13:7 Denials of relief from judgments
- § 13:8 Appeals from fee awards under O.C.G.A. § 9-15-14
- § 13:9 Other specific provisions of O.C.G.A. § 5-6-35(a)
- § 13:10 Procedure—Generally
- § 13:11 —Standard for granting and res judicata effect
- § 13:12 —Content of application
- § 13:13 —Other parts of record or transcript
- § 13:14 —Time for application
- § 13:15 —Response, order, and notice of appeal

## CHAPTER 14. DIRECT APPEALS

- § 14:1 The notice of appeal and its filing
- § 14:2 Time for filing the notice of appeal
- § 14:3 Timing in relation to entry of judgment and orders on post-judgment motions
- § 14:4 Consequences of untimely notice of appeal
- § 14:5 Extension of time for filing notice
- § 14:6 Notice of appeal, required contents

## CHAPTER 15. APPLICATIONS FOR INTERLOCUTORY REVIEW

- § 15:1 Interlocutory applications in direct-appeal and discretionary cases—Generally
- § 15:2 —Specific cases
- § 15:3 Procedure—Generally
- § 15:4 —Trial court's certificate
- § 15:5 —Application

- § 15:6 —Appellate court's order and notice of appeal
- § 15:7 When subject to discretionary application requirements, procedures

## **CHAPTER 16. PARTIES TO THE APPEAL**

- § 16:1 Parties to the case below—Generally
- § 16:2 —Death of a party
- § 16:3 Third parties to appeal
- § 16:4 Cross appeals—Generally
- § 16:5 —Issues, parties, and procedure
- § 16:6 —Dismissal of the main appeal

## **CHAPTER 17. SUPERSEDEAS AND BOND**

- § 17:1 Automatic stay of proceedings to enforce judgment
- § 17:2 Criminal cases—In general
- § 17:3 —Bond on appeal or certiorari
- § 17:4 —Determinations as to bond
- § 17:5 Civil cases—In general
- § 17:6 —Motion for bond
- § 17:7 —Appeals of orders on bonds and judgment on bonds
- § 17:8 —Injunctions and stays pending appeal
- § 17:9 Mootness, including extraordinary remedies
- § 17:10 Paupers' affidavits
- § 17:11 Consequence of failure to file bond
- § 17:12 Extent and effect of supersedeas
- § 17:13 Contempt cases

## **CHAPTER 18. THE RECORD ON APPEAL**

- § 18:1 Generally
- § 18:2 Appellant's duty to perfect the record, clerk's record and transcript
- § 18:3 Preparation of the clerk's record
- § 18:4 The former record appendix rules
- § 18:5 Preparation of the transcript
- § 18:6 Extensions of time for transcript
- § 18:7 Dismissal for failure to perfect the record—Generally
- § 18:8 —Criminal cases
- § 18:9 Cost of the record and transcript
- § 18:10 Appellant's duty to show error, inclusion in record on appeal
- § 18:11 Alternatives to transcript
- § 18:12 Supplementing the record

TABLE OF CONTENTS

**CHAPTER 19. MOTIONS AND PROCEDURES IN THE APPELLATE PROCESS**

- § 19:1 Generally
- § 19:2 Physical preparation of petitions, applications, and motions in the appellate courts
- § 19:3 Motions for extension of time
- § 19:4 Motions to dismiss the appeal—Generally
- § 19:5 —Trial or appellate court
- § 19:6 Other motions in the appellate process
- § 19:7 Costs and attorney fee shifting; abusive litigation damages in the appellate courts

**CHAPTER 20. ENUMERATIONS OF ERRORS, BRIEFS, ORAL ARGUMENT, AND STANDARD OF REVIEW**

- § 20:1 Enumerations of errors—Generally
- § 20:2 —Effect of insufficiency or absence
- § 20:3 Briefs—Format and physical requirements—Court of Appeals
  - Supreme Court
- § 20:4 —Content requirements—Court of Appeals
  - Supreme Court
- § 20:5 —Citations of authority; precedential value
- § 20:6 —Timely filing and service
- § 20:7 Oral argument—Generally, conflicts
- § 20:8 —Request
- § 20:9 —Process
- § 20:10 Standards of review—Generally
- § 20:11 Standard of review—Rulings before trial
- § 20:12 —Rulings during trial
- § 20:13 —Rulings at the close of evidence or after trial
- § 20:14 Rulings as to particular claims and issues

**CHAPTER 21. APPELLATE DECISIONS AND SUBSEQUENT PROCEEDINGS**

- § 21:1 Decisions
- § 21:2 Reconsideration
- § 21:3 Certiorari from the Georgia Supreme Court
- § 21:4 Certiorari from the United States Supreme Court
- § 21:5 Remittitur from the Georgia appellate courts, generally
- § 21:6 Transmission of remittitur and record on appeal

- § 21:7 Process of remittitur and subsequent proceedings below
- § 21:8 Remittitur from Supreme Court to Court of Appeals
- § 21:9 New trial after remittitur
- § 21:10 Remittitur, binding effect of decisions and the law of the case

## CHAPTER 22. APPEALS IN CRIMINAL CASES

- § 22:1 Jurisdiction of the appellate courts in criminal cases
- § 22:2 Transcript of proceedings
- § 22:3 Defendant's right to appeal
- § 22:4 Defendant's appeal from guilty plea and sentencing proceedings
- § 22:5 Defendant's out-of-time appeal
- § 22:6 Defendant's pre-trial appeal of judgment deemed directly appealable
- § 22:7 Defendant's pre-trial appeal of judgment not subject to direct appeal
- § 22:8 Defendant's—Appeal from status as a registered sexual offender
- § 22:9 Delay in the appellate process
- § 22:10 Defendant's decision to waive his right to appeal a criminal conviction
- § 22:11 State's right to appeal
- § 22:12 —When not applicable
- § 22:13 —Certified questions by trial court
- § 22:14 Appeals in death penalty cases
- § 22:15 The parties and their legal representatives in the appellate courts—The defendant
  - The state
- § 22:17 Contents of a notice of appeal in a criminal case
- § 22:18 Ineffective assistance of counsel and the respective roles of trial and appellate attorneys
- § 22:19 Ineffective assistance of counsel and the responsibilities of the appellate attorney
- § 22:20 Appellate counsel's duty of effective assistance—
  - Explaining appellate rights to the client
  - Initiating the appeal and selecting issues
  - Preparation and filing of brief
- § 22:23 —The duty to timely inform the client of decisions of the appellate courts
- § 22:24 —Establishing ineffective assistance of appellate counsel
- § 22:25 —Federal remedies

TABLE OF CONTENTS

- § 22:26 Direct appeal or discretionary application for review of criminal judgments in superior and state courts—Appeal of denial of an extraordinary motion for new trial in a criminal case
- § 22:27 —Appeal from adverse decision in a probation revocation proceeding
- § 22:28 The right to appeal from a superior court decision concerning convictions obtained in probate, magistrate, municipal, and recorder's courts and the City Court of Atlanta
- § 22:29 The right to appeal an order either denying or granting a writ of habeas corpus in the Georgia courts
- § 22:30 Petition for a writ of certiorari from the United States Supreme Court

**CHAPTER 23. FORMS**

- § 23:1 Motion for new trial in courts of record other than superior and state courts
- § 23:2 Petition for review in superior or state court
- § 23:3 Petition for declaratory judgment
- § 23:4 Petition for writ of mandamus
- § 23:5 Petition for writ of prohibition
- § 23:6 Petition for leave to file information in nature of quo warranto
- § 23:7 Petition for injunctive relief
- § 23:8 Petition for judicial review under Georgia Administrative Procedure Act
- § 23:9 Petition for declaratory judgment on agency rule, waiver, variance, or application of rule, waiver or variance
- § 23:10 Motion for certification of ruling under O.C.G.A. § 5-6-34(b)
- § 23:11 Order certifying ruling under O.C.G.A. § 5-6-34(b)
- § 23:12 Motion for entry of final judgment under O.C.G.A. § 9-11-54(b)
- § 23:13 Final judgment under O.C.G.A. § 9-11-54(b) with and without pre-judgment interest
- § 23:14 Final judgment with and without pre-judgment interest
- § 23:15 Motion for relief from judgment on grounds of clerical error under O.C.G.A. § 9-11-60(g) (non-resetting motion)
- § 23:16 Motion for extension of time to file notice of appeal in order that a motion for reconsideration can be considered

GEORGIA APPELLATE PRACTICE

- § 23:17 Motion for reconsideration pursuant to motion for extension of time
- § 23:18 Order granting motion for extension of time to file notice of appeal in order that a motion for reconsideration can be considered
- § 23:19 Motion for new trial—Civil cases (statutory form)
- § 23:20 —Criminal cases (statutory form)
- § 23:21 Motion for new trial and for amended or additional findings under O.C.G.A. §§ 5-5-40 and 9-11-52(c) (20-day time frame)
- § 23:22 Motion for amended or additional findings under O.C.G.A. § 9-11-52(c) (20-day time frame, non-resetting motion)
- § 23:23 Motion for amendment of judgment to conform to verdict under O.C.G.A. §§ 9-11-60(g), 9-12-9 and 9-12-14
- § 23:24 Motion for judgment notwithstanding the verdict
- § 23:25 Motion for judgment notwithstanding the verdict or, in the alternative, for new trial
- § 23:26 Motion in arrest of judgment
- § 23:27 Extraordinary motion for new trial
- § 23:28 Extraordinary motion for new trial as to sentence only; order
- § 23:29 Motion to set aside
- § 23:30 Motion to voluntarily dismiss post-judgment motion
- § 23:31 Motion to stay appeal
- § 23:32 Notice of appeal—Civil cases (statutory form)
- § 23:33 —Criminal cases (statutory form)
- § 23:34 Application for interlocutory or discretionary appeal
- § 23:35 Suggestion of death
- § 23:36 Notice of cross appeal (statutory form)
- § 23:37 Motion for supersedeas bond pending appeal, criminal cases
- § 23:38 Order on motion for supersedeas bond
- § 23:39 Motion for continuation of bond
- § 23:40 Order on motion for continuation of bond
- § 23:41 Motion for writ of supersedeas while application for interlocutory appeal is pending—Trial court
- § 23:42 —Appellate court
- § 23:43 Special provision to be included in final divorce decrees that involve child custody where there has been no temporary order
- § 23:44 Motion for supersedeas bond (civil case)
- § 23:45 Order on motion for supersedeas bond
- § 23:46 Notice of intent to appeal contempt ruling; supersedeas

TABLE OF CONTENTS

- § 23:47 Motion for injunction pending appeal
- § 23:48 Affidavit of indigence
- § 23:49 Traverse of affidavit of indigence
- § 23:50 Letter to court reporter
- § 23:51 Motion for extension of time to prepare transcript
- § 23:52 Order on motion for extension of time to prepare transcript
- § 23:53 Motion to supplement the record, trial court
- § 23:54 Order on motion to supplement the record, trial court
- § 23:55 Motion to dismiss for failure to file transcript
- § 23:56 Motion to dismiss for failure to pay costs for preparation of the record
- § 23:57 Transcript from recollection
- § 23:58 Motion to dismiss the appeal for failure to follow the discretionary procedure, appellate court
- § 23:59 Enumeration of errors (statutory form)
- § 23:60 Brief of appellant, Court of Appeals—Concise form  
—Long form
- § 23:62 Brief of appellee, Court of Appeals—Concise form  
—Long form
- § 23:64 Request for permission to file supplemental brief
- § 23:65 Cover of brief, Supreme Court
- § 23:66 Brief, Supreme Court
- § 23:67 Request for oral argument in the Court of Appeals
- § 23:68 Notice of intention to apply to the Georgia Supreme Court for writ of certiorari
- § 23:69 Notice of filing of petition for certiorari with the Georgia Supreme Court
- § 23:70 Petition for certiorari—Supreme Court
- § 23:71 Motion to stay remittitur upon petition for certiorari from the United States Supreme Court
- § 23:72 Notice of intention to apply to the United States Supreme Court for writ of certiorari
- § 23:73 Motion to appoint counsel for indigent on appeal and order
- § 23:74 Motion for continuation of bond and order
- § 23:75 Motion for supersedeas bond pending appeal and order
- § 23:76 Waiver of appeal
- § 23:77 Waiver of appeal upon plea
- § 23:78 Court production order

**APPENDICES**

Appendix 1. Timetable and Checklist for Appeals

GEORGIA APPELLATE PRACTICE

Appendix 2. Useful Resources for the Appellate Practitioner

Appendix 3. Internet Legal Research

**Table of Laws and Rules**

**Table of Cases**

**Index**