

IN THE SUPERIOR COURT OF ABCDEFG COUNTY
STATE OF GEORGIA

PAT PAULSON,

Plaintiff,

vs.

DAVE DOLITTLE and
DESTROYER, INC.,

Defendants.

Civil Action No.
2017V-12345

NOTICE OF APPEAL

NOTICE is hereby given that Plaintiff appeals to the Court of Appeals from the Order of this Court entered on December 12, 2017, which granted partial summary judgment to the defendants on certain claims.¹

The Clerk will please omit nothing from the record.² A transcript of the hearing held on November 13, 2017, will be filed for inclusion in the record on appeal.³

¹Identify by date and description any other orders or judgments appealed from.

²Alternatively, specify what is to be *omitted from the record*, but do so at your own risk, recognizing that it is the appellant's burden to show harm as well as error, and in doing so, it is the appellant's burden to present every part of the record that may be relevant to the issues on appeal, whether favorable or unfavorable. If something is omitted, the appellant must satisfy the appellate court that it would be immaterial to the issues on appeal or risk summary affirmance.

Do *not* specify what is to be *included in the record*. The statute does not provide for doing so, and that approach will not assure the appellate court that it has everything it needs to determine whether harmful error occurred.

³If the appellant needs a transcript to prove error and harm, this is the place to note it. The appellant must arrange with the court reporter to pay for its preparation and must ensure that it is timely filed (OCGA § 5-6-42) or that an

The Court of Appeals has jurisdiction of this Appeal under OCGA § 9-11-56(h).⁴ The subject matter of this appeal does not come within the jurisdiction of the Supreme Court or other courts.

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Attorney for Plaintiff

Certificate of Service

I certify that I have this day served a copy of this NOTICE OF APPEAL upon all counsel of record by mailing the same with sufficient postage in a properly addressed envelope, or by emailing the same to those accepting service by that means, as follows:

Opposing Counsel, Esq.
Opposing Law Firm LLP
P. O. Box 1234
Atlanta, GA 30303-0303

December 19, 2017

Charles M. Cork, III

extension for its filing is granted (OCGA § 5-6-39). The trial court clerk will typically wait until the transcript is filed before acting further on the appeal.

If all needful transcripts have already been filed, indicate that they should be included in the record on appeal and that no further transcripts will be filed.

If no transcripts will be filed, so indicate in the notice.

⁴I typically include the statute under which the appeal is taken. The boilerplate that follows is surprisingly the jurisdictional point that the statute requires.