



SUPREME COURT OF GEORGIA

Atlanta April 26, 2013

The Honorable Supreme Court met pursuant to adjournment.
The following order was passed:

It is hereby ordered that Rule 36 (Standard for Granting Post-Conviction Habeas Corpus Appeals) of the Rules of the Supreme Court of the State of Georgia be hereby amended by deleting the citation to *Hicks v. Scott, Warden*, 273 Ga. 358 (541 SE2d 27) (2001), which was overruled by *Crosson v. Conway*, 291 Ga. 220 (728 SE2d 617) (2012), by adding a reference to OCGA § 9-14-52 (b) (appeal procedure), and by correcting a clerical error, so that amended Rule 36, effective April 26, 2013, shall read as follows:

V. POST-CONVICTION HABEAS CORPUS APPEALS

Rule 36. STANDARD FOR GRANTING. A certificate of probable cause to appeal a final judgment in a habeas corpus case involving a criminal conviction will be issued where there is arguable merit, provided there has been compliance with OCGA § 9-14-52 (b). See *Fullwood v. Sivley*, 271 Ga. 248 (517 SE2d 511) (1999).

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

I hereby 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