



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

Therese S. Barnes, Clerk

(404) 656-3470

November 7, 2016

TO ALL COUNSEL:

RE: S17I0416. THOMAS ROBERT HOURIN v. THE STATE

The Supreme Court today granted the above referenced application for Interlocutory Appeal. All the Justices concur, except Melton, J., not participating.

The appellant's notice of appeal must be filed in the trial court within ten days of the date shown above. Once the record is received from the trial court and docketed in this Court, notices will be mailed to all counsel showing the date of docketing and the case number assigned. The appellant's enumeration of errors and briefs will be due in this Court within 20 days of docketing; the appellee's briefs will be due within 40 days of docketing, or within 20 days of the filing of appellant's briefs, whichever is later. See Rule 12.

This Court is particularly concerned with, and requests that you address in your brief, the following:

Does the appellate court have jurisdiction of an application for interlocutory appeal when the certificate of immediate review is signed by a different judge than the one who signed the substantive order at issue? See OCGA § 5-6-34 (b) (allowing for appeal by application “where the trial judge in rendering an order...not otherwise subject to direct appeal...certifies within ten days of entry thereof that the order...is of such importance to the case that immediate review should be had.”)

*Suzanne C. Pulton*, Chief Deputy Clerk