



SUPREME COURT OF GEORGIA
Case No. S19C0454

August 19, 2019

The Honorable Supreme Court met pursuant to adjournment.

The following order was passed.

SHANTEL FOWLE v. THE STATE .

Court of Appeals Case No. A18A0077

The Supreme Court today granted the writ of certiorari in this case.

All the Justices concur, except Boggs, Peterson, and Ellington, JJ., who dissent.

This case will be assigned to the December 2019 oral argument calendar automatically under Supreme Court Rule 50 (2), as amended September 13, 1996. Oral argument is mandatory in granted certiorari cases.

This Court is particularly concerned with the following issue or issues:

1. Does a person "come inside the guard lines" of a correctional institution for the purposes of OCGA § 42-5-15 when he comes inside the guard lines in the custody of a law enforcement officer?

2. If so, does OCGA § 42-5-15 compel such a person, to the extent that he is in possession of marijuana or other contraband, to

incriminate himself in violation of his constitutional privilege against self-incrimination? See U.S. Const., Amend. V; Ga. Const. of 1983, Art. I, Sec I, Par. XVI.

3. Did the trial court err when it dismissed Count 1 of the indictment?

Briefs should be submitted only on these points. See Supreme Court Rule 45.

SUPREME COURT OF THE STATE OF GEORGIA

Clerk's Office, Atlanta

I 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.

 , Clerk