



SUPREME COURT OF GEORGIA
Case No. S20D1148

May 14, 2020

The Honorable Supreme Court met pursuant to adjournment.

The following order was passed:

TUMLINSON v. DIX, SHERIFF OF SPALDING COUNTY.

From the Superior Court of Spalding County.

Because it appears that the superior court applied an incorrect legal standard when it dismissed the petition for a writ of habeas corpus, the application for discretionary review is hereby granted.

It also appears from the exhibits attached to the application that the petitioner filed a premature notice of appeal from the order denying his petition. If so, that notice of appeal will ripen upon our grant of the application, and petitioner should advise the Clerk of the Superior Court of Spalding County to transmit the record to this Court immediately. To the extent that the petitioner has not filed a notice of appeal, he may do so within ten days of this order, and upon the filing of such a notice of appeal, the Clerk shall transmit the record to this Court without delay.

For the purpose of expediting the appeal, when the record is received by this Court and the appeal is docketed, the Court will treat the application and the response as the briefs on the merits, and no additional briefs need be filed. This Court will issue a summary disposition.

All the Justices concur.

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