

## **INMATE FORM FOR CIVIL ACTION INSTRUCTIONS – READ CAREFULLY**

**(NOTE: O.C.G.A. §9-10-14(a) requires the proper use of this form, and failure to use this form as required will result in the clerk of any court refusing to accept the action for filing.)**

1. Any action filed by an inmate of a state or local penal or correctional institution against the state or a local government or against any agency or officer of a state or local government must be filed on the appropriate form or forms promulgated by the Administrative Office of the Courts of Georgia.
2. This application must be legibly handwritten or typewritten, and signed by the petitioner. Any false statement of a material fact may serve as the basis for prosecution for perjury. All questions must be answered concisely in the proper space on the form.
3. O.C.G.A. §42-12-1 et seq. provides that an inmate's institutional account shall be frozen, and funds seized for court costs and fees. Additionally, the filing of frivolous litigation shall result in a deduction from the account.
4. Any inmate may submit with the complaint or other initial pleading any additional matter in any form if the pleading includes the form or forms attaches hereto. Material attached to the forms should be legibly handwritten, typewritten, or copied.
5. Upon receipt of the appropriate filing fee or if permission to proceed in forma pauperis has been granted, your petition will be filed if it is in proper order.
6. If the inmate wishes to file an affidavit of indigency, it must be accompanied by a certification from the institution wherein the inmate is incarcerated that the financial statement correctly states the amount of funds in any and all custodial accounts held with the institution.
7. Any Inmate Form for Civil Action which does not conform to these instructions will be returned with a notation as to the deficiency.
8. These forms may be obtained at the Administrative Office of the Courts' website (<http://www.georgiacourts.org/forms.html#inmate>) or from the Administrative Office of the Courts through the head of the institution in which the inmate is incarcerated.

**IN THE SUPERIOR COURT OF \_\_\_\_\_**  
**STATE OF GEORGIA**

\_\_\_\_\_,  
Plaintiff

\_\_\_\_\_,  
Inmate Number

\_\_\_\_\_ vs. \_\_\_\_\_  
Nature of Action:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_,  
Defendant(s)

Civil Action No. \_\_\_\_\_

**INMATE FORM FOR CIVIL ACTION**

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**PART I: BACKGROUND INFORMATION ON YOUR CONVICTION**

1. Name and location of prison in which you are now confined: \_\_\_\_\_  
\_\_\_\_\_
2. Sentence you are now serving: \_\_\_\_\_  
\_\_\_\_\_  
Name and location of court which imposed sentence: \_\_\_\_\_  
\_\_\_\_\_  
Approximate date your sentence will be completed: \_\_\_\_\_
3. The indictment number or numbers (if known) upon which, and the offense or offenses for which sentence was imposed:
  - a. \_\_\_\_\_  
\_\_\_\_\_
  - b. \_\_\_\_\_  
\_\_\_\_\_
  - c. \_\_\_\_\_  
\_\_\_\_\_
4. Give the approximate date upon which sentence was imposed and the terms of the sentence:
  - a. \_\_\_\_\_  
\_\_\_\_\_
  - b. \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_

c. \_\_\_\_\_

\_\_\_\_\_

5. Check whether a finding of guilty was made after a plea of:

- Guilty
- Guilty but mentally ill
- Nolo contendere
- Not guilty

6. If you were found guilty after a plea of not guilty, check whether the finding was made by:

- Jury
- Judge only

7. Did you appeal from the judgment of conviction or the imposition of sentence?

- Yes
- No

8. If you did appeal, answer the following:

a. The name of each court to which you appealed:

- 1. \_\_\_\_\_
- 2. \_\_\_\_\_
- 3. \_\_\_\_\_

b. The result in each such court to which you appealed:

- 1. \_\_\_\_\_
- 2. \_\_\_\_\_
- 3. \_\_\_\_\_

c. The approximate date of each such result:

- 1. \_\_\_\_\_
- 2. \_\_\_\_\_
- 3. \_\_\_\_\_

d. If known, citations of any written opinion orders entered pursuant to such results:

- 1. \_\_\_\_\_
- 2. \_\_\_\_\_
- 3. \_\_\_\_\_

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## PART II: OTHER LAWSUITS

9. **OTHER THAN LAWSUITS ALREADY LISTED** in questions 3 through 8, have you ever begun or are you now beginning other lawsuits in federal or state courts dealing with the same facts involved in this action or relating to your imprisonment?

- Yes
- No

10. If your answer to number 9 is "Yes," describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline for each lawsuit.)

a. Parties to the previous lawsuit:

Plaintiffs: \_\_\_\_\_  
\_\_\_\_\_

Defendants: \_\_\_\_\_  
\_\_\_\_\_

b. Court (If federal court, name the district. If state court, name the court and county) :

\_\_\_\_\_

c. Docket Number: \_\_\_\_\_

d. Name of judge to whom case was assigned: \_\_\_\_\_  
\_\_\_\_\_

e. Date on which you filed lawsuit: \_\_\_\_\_

f. Date of disposition, if any, of lawsuit: \_\_\_\_\_

g. What was the lawsuit about? \_\_\_\_\_  
\_\_\_\_\_

h. What was the outcome of the lawsuit? (For example, was the case dismissed? Was it appealed? Is it still pending? \_\_\_\_\_

i. Citations, if known, to any written opinions or orders in the lawsuit: \_\_\_\_\_  
\_\_\_\_\_

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### PART III: GRIEVANCE PROCEDURES

11. Is there a prisoner grievance procedure at the institution in which you are presently confined?

Yes       No

12. If your answer to number 11 is "Yes," please answer the following:

a. Did you present the facts relating to your complaint in the institution's prisoner grievance procedures?       Yes       No

b. If your answer to (a) above is "Yes,"

What steps did you take? \_\_\_\_\_  
\_\_\_\_\_

What was the result? \_\_\_\_\_  
\_\_\_\_\_

c. If your answer to (a) above is "No," explain why not: \_\_\_\_\_  
\_\_\_\_\_







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I declare (or certify, verify, or state) under penalty of perjury that the foregoing statements made in this Inmate Form for Civil Action are true and correct.

Executed on \_\_\_\_\_  
Date

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Signature of Plaintiff

Sworn to and subscribed before me this  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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Notary Public or Other Person Authorized to Administer Oaths