

IN THE SUPERIOR COURT OF FULTON COUNTY

STATE OF GEORGIA

STATE OF GEORGIA,

v.

JEFFREY B. CLARK, ET AL.,

Defendants

Case No.

23SC188947

**NOTICE OF APPEAL**

Comes Now Jeffrey Bossert Clark, Defendant in the above-entitled matter, and, pursuant to O.C.G.A. § 5-6-34(b) files this Notice of Appeal with respect to the Court's "Order on Defendants' Motions to Dismiss and Disqualify the Fulton County District Attorney" filed on March 15, 2024.

The trial court granted a Certificate of Immediate Review on March 20, 2024. The defendant timely filed his Application for Interlocutory Appeal on March 29, 2024. The Georgia Court of Appeals granted the Application on May 8, 2024. (A copy of that Order is attached hereto.) This notice of appeal is timely filed pursuant to O.C.G.A. § 5-6-34(b).

The defendant designates the entire record for transmission from the Clerk of the Fulton County Superior Court to the Georgia Court of Appeals. The Clerk is directed to omit nothing from the defendant's record in case number 23SC188947 and omit nothing from all of the co-defendants' records under the same case number, 23SC188947. Further, the Clerk is directed to specifically include the pretrial hearing transcripts and exhibits, admitted or made part of the record, from the court proceedings on the following dates:

February 15, 2024;  
February 16, 2024;  
February 27, 2024; and  
March 1, 2024.

Further, the Clerk is directed to include all sealed court proceedings, transcripts and documents under the same case number, 23SC188947.

The Court of Appeals has jurisdiction over this appeal because it is not within the exclusive jurisdiction of the Georgia Supreme Court and because the Court of Appeals granted defendant's application for interlocutory appeal with respect to the order appealed from pursuant to O.C.G.A. § 5-6-34(b).

Respectfully submitted, this 16 day of May, 2024.

**CALDWELL, CARLSON, ELLIOTT &  
DELOACH, LLP**

/s/ Harry W. MacDougald

Harry W. MacDougald

Ga. Bar No. 463076

6 Concourse Parkway

Suite 2400

Atlanta, Georgia 30328

(404) 843-1956

[hmacdougald@ccedlaw.com](mailto:hmacdougald@ccedlaw.com)

## CERTIFICATE OF SERVICE

I hereby certify that on this 16 day of May, 2024, I electronically lodged the within and foregoing *Notice of Appeal* with the Clerk of Court using the Odyssey eFile/GA system which will provide automatic notification to counsel of record for the State of Georgia:

Fani Willis, Esq.  
Fulton County District Attorney's Office  
136 Pryor Street SW  
3rd Floor  
Atlanta GA 30303

**CALDWELL, CARLSON, ELLIOTT &  
DELOACH, LLP**

/s/ Harry W. MacDougald  
Harry W. MacDougald  
Ga. Bar No. 463076

6 Concourse Parkway  
Suite 2400  
Atlanta, Georgia 30328  
[hmacdougald@ccedlaw.com](mailto:hmacdougald@ccedlaw.com)

# Court of Appeals of the State of Georgia

ATLANTA, May 08, 2024

*The Court of Appeals hereby passes the following order*

**A24I0160. DONALD JOHN TRUMP et al v. THE STATE.**

Upon consideration of the Application for Interlocutory Appeal, it is ordered that it be hereby GRANTED. The Appellant may file a Notice of Appeal within 10 days of the date of this order. The Clerk of Superior Court is directed to include a copy of this order in the record transmitted to the Court of Appeals.

LC NUMBERS:

23SC188947



*Court of Appeals of the State of Georgia*

*Clerk's Office, Atlanta, May 08, 2024.*

*I certify that the above is a true extract from the minutes  
of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court hereto  
affixed the day and year last above written.*

*Stephen E. Castles*, Clerk.