

Selected docket entries for case 23-12050

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**UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

David J. Smith
Clerk of Court

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July 24, 2023

Kevin Christopher Armstrong
Fulton County District Attorney's Office
Appeals Unit
136 PRYOR ST FL 3
ATLANTA, GA 30303

Appeal Number: 23-12050-E
Case Style: State of Georgia v. Eric Heinze, et al
District Court Docket No: 1:22-cr-00388-VMC-1

NOTICE OF APPEAL FILED: June 20, 2023

After review of the district court docket entries, order and/or judgment appealed from, and the notice of appeal, it appears that this court may lack jurisdiction over this appeal. If it is determined that this court is without jurisdiction, this appeal will be dismissed.

The parties are requested to simultaneously advise the court in writing within fourteen (14) days from the date of this letter of their position regarding the jurisdictional question(s) set forth on the attached page. Counsel must submit their response electronically, and do not need to provide paper copies. The responses must include a Certificate of Interested Persons and Corporate Disclosure Statement as described in Fed.R.App.P. 26.1 and the corresponding circuit rules. Requests for extensions of time to file a response are disfavored.

After fourteen (14) days, this court will consider any response(s) filed and any portion of the record that may be required to resolve the jurisdictional issue(s). Please note that the issuance of a jurisdictional question does not stay the time for filing appellant's briefs otherwise provided by 11th Cir. R. 31-1.

Clerk's Office Phone Numbers

General Information:	404-335-6100	Attorney Admissions:	404-335-6122
Case Administration:	404-335-6135	Capital Cases:	404-335-6200
CM/ECF Help Desk:	404-335-6125	Cases Set for Oral Argument:	404-335-6141

Enclosure(s)

JUR-1 Resp reqd JQ

No. 23-12050-E

JURISDICTIONAL QUESTION

Please address whether this Court has jurisdiction to consider the district court's denial of Georgia's motion for a limited remand, including whether the denial is appealable under the collateral order doctrine. *See Woodard v. STP Corp.*, 170 F.3d 1043, 1044 (11th Cir. 1999) ("Denial of a motion to remand is an interlocutory order reviewable pursuant to district court certification under 28 U.S.C § 1292(b) or on appeal from a final judgment."); *Plaintiff A v. Schair*, 744 F.3d 1247, 1252-53 (11th Cir. 2014) (explaining that an order is immediately appealable under the collateral order doctrine if it: (1) conclusively determines the disputed question; (2) resolves an important issue completely separate from and collateral to the merits of the action; and (3) would be effectively unreviewable on appeal from the final judgment).