



SUPREME COURT OF GEORGIA
Case No. S25H0481

October 15, 2025

The Honorable Supreme Court met pursuant to adjournment.

The following order was passed:

KELLY ROBERTS v. ANGELA REEVES, WARDEN.

The Supreme Court today granted this application for certificate of probable cause to appeal.

This matter will now be docketed as a case and a docket notice will issue showing the date of docketing and the assigned case number. The appellant's enumeration of errors and briefs will be due in this Court within 20 days from the date of docketing; the appellee's brief will be due within 40 days from the date of docketing or within 20 days after the appellant's brief is filed, whichever is later.

The Court is particularly concerned with, and requests that you address in your briefs, the following:

1. Is a denial by this Court on the merits of an application for a certificate of probable cause to appeal the denial of an initial, premature petition for a writ of habeas corpus law of the case with respect to the question whether the petition was premature or with respect to other issues? See OCGA § 9-11-60(h) ("[A]ny ruling by the Supreme Court or the Court of Appeals in a case shall be binding in all subsequent proceedings in that case in the lower

court and in the Supreme Court or the Court of Appeals as the case may be.”).

2. Are the claims in the petition for a writ of habeas corpus in this case successive? See OCGA § 9-14-51 (“All grounds for relief claimed by a petitioner for a writ of habeas corpus shall be raised by a petitioner in his original or amended petition. Any grounds not so raised are waived unless the Constitution of the United States or of this state otherwise requires or unless any judge to whom the petition is assigned, on considering a subsequent petition, finds grounds for relief asserted therein which could not reasonably have been raised in the original or amended petition.”).

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