

COURT OF APPEALS OF THE STATE OF GEORGIA

**Marcus A. Watkins v. Ralph Cherry, Warden of the Robert A.
Deyton Correctional Facility**

A16A1950 · No. A16A1950 · Decided July 18, 2016

OPINION

PER CURIAM.

Court of Appeals of the State of Georgia ATLANTA, _____ July 01, 2016 The Court of Appeals hereby passes the following order: A16A1950. MARCUS A. WATKINS v. RALPH CHERRY, WARDEN OF THE ROBERT A. DEYTON CORRECTIONAL FACILITY et al. On April 5, 2016, this Court granted Marcus A. Watkins's application for discretionary appeal.

The order notified Watkins that he had 10 days from the date of the order to file his notice of appeal. See OCGA § 5-6-35 (g). Sixteen days later, on April 21, 2016, Watkins filed his notice of appeal. The timely filing of a notice of appeal is an absolute requirement to confer jurisdiction on this Court. See *White v. White*, 188 Ga. App. 556, 556 (373 SE2d 824) (1988).

Because Watkins failed to file his notice of appeal within 10 days of our order granting his application, his notice of appeal is untimely. Accordingly, this appeal is DISMISSED for lack of jurisdiction. See OCGA § 5-6-48 (b) (1); *Barnes v. Justis*, 223 Ga. App. 671, 671-672 (478 SE2d 402) (1996). Court of Appeals of the State of Georgia 07/01/2016 Clerk's Office, Atlanta, _____ 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.,
Clerk.