

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

NO. 2013 KW 1249

VERSUS

RICHARD A. SHARP, III

OCT 10 2013

In Re: Richard A. Sharp, III, applying for supervisory writs,
22nd Judicial District Court, Parish of St. Tammany,
No. 518101.

BEFORE: WHIPPLE, C.J., PETTIGREW AND WELCH, JJ.

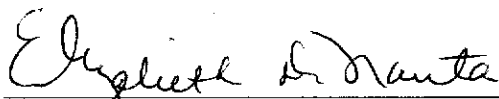
REQUEST FOR STAY DENIED. WRIT NOT CONSIDERED. Relator appears to seek review of the ruling on June 12, 2013, denying his reurged motion to recuse. Relator did not comply with the affidavit requirement of Uniform Rules of Louisiana Courts of Appeal, Rule 4-5(A), and the request for a stay did not comply with the requirements of Rules 4-4 and 4-5(C)(12). The statement of the case is not concise and does not include the status of the case, as required by Rule 4-5(C)(3). Relator failed to comply with Rule 4-5(C)(8), (9), and (10), by failing to include a copy of all pertinent pleadings and the bill of information, a copy of the opposition (or a statement that no opposing written documents were filed), and a copy of the pertinent court minutes. The font used in the writ application does not comply with the requirements of Rules 2-12.2(2) and 4-8. Additionally, the pages are not numbered as required by Rule 4-5(B).

Supplementation of this writ application and/or an application for rehearing will not be considered. See Uniform Rules of Louisiana Courts of Appeal, Rules 2-18.7 & 4-9. In the event relator elects to file a new application with this Court, the application shall be filed on or before October 24, 2013.

VGW
JEW

Pettigrew, J., concurs in part and dissents in part. I concur in the denial of the stay and dissent in that I would consider and deny the writ application. Relator's motion to recuse did not comply with the writing and content requirements of La. Code Crim. P. art. 674. Moreover, relator's arguments at the hearing did not provide support for the trial court to reconsider the earlier rulings on the motions to recuse.

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DEPUTY CLERK OF COURT
FOR THE COURT