

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

CASSIE FELDER & ASSOCIATES,
LLC

NO. 2016 CW 1634

VERSUS

AMY PATRICE FERGUSON

MAR 20 2017

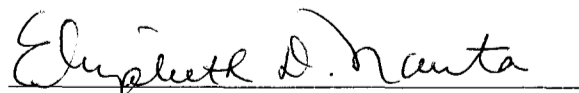
In Re: Amy Ferguson, applying for supervisory writs, 19th
Judicial District Court, Parish of East Baton Rouge,
No. 643142.

BEFORE: HIGGINBOTHAM, THERIOT AND CHUTZ, JJ.

WRIT GRANTED. The district court erred in granting Plaintiff's, Cassie Felder & Associates', Motion to Dismiss for Non-Payment of Appeal Costs without conducting a hearing specifically to address that motion in accordance with Louisiana Code of Civil Procedure article 2126(E). See **Reed v. Columbia/HCA Information Service, Inc.**, 99-1315 (La. App. 5th Cir. 4/25/00), 761 So.2d 625. See also **Paddio-Johnson v. St. Helena Head Start**, 610 So.2d 901, 902 (La. App. 1st Cir. 1992). As such, the October 25, 2016 judgment of the district court dismissing Defendant's, Amy Ferguson's, suspensive appeal, is hereby reversed, and the appeal is reinstated and maintained.

**WRC
TMH
MRT**

COURT OF APPEAL, FIRST CIRCUIT


DEPUTY CLERK OF COURT
FOR THE COURT