

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

NO. 2021 KW 1081

VERSUS

CHARLES CARTER

NOVEMBER 29, 2021

In Re: Charles Carter, applying for supervisory writs, 18th
Judicial District Court, Parish of Pointe Coupee, No.
59370-F.

BEFORE: GUIDRY, HOLDRIDGE, AND CHUTZ, JJ.

WRIT GRANTED. The district court's ruling denying relator's application for postconviction relief is vacated. The partial record before us reflects that on February 18, 2021, the district court judge signed a recusal order wherein he requested this matter be allotted to another division. Another judge subsequently acted on several motions filed in the case. However, on July 15, 2021, the judge who signed the recusal order signed an order dismissing the application for postconviction relief. If a trial judge recuses himself from a case, the trial judge may not take any further action in that case. **State v. Clarke**, 2003-0129 (La. App. 1st Cir. 9/26/03), 857 So.2d 599, 602. Therefore, this matter is remanded to the district court for the replacement judge to consider the application for postconviction relief.

JMG
GH
WRC

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DEPUTY CLERK OF COURT
FOR THE COURT