

**STATE OF LOUISIANA  
COURT OF APPEAL, THIRD CIRCUIT**

**KA06-1227**

**STATE OF LOUISIANA**

**VERSUS**

**JULIUS WILLIS**

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**APPEAL FROM THE  
THIRTY-THIRD JUDICIAL DISTRICT COURT  
PARISH OF ALLEN, NO. CR2006-1621  
HONORABLE PATRICIA C. COLE**

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**BILLY H. EZELL  
JUDGE**

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Court composed of John D. Saunders, Jimmie C. Peters, and Billy H. Ezell,  
Judges.

**APPEAL DISMISSED. DEFENDANT-APPELLANT  
IS PERMITTED TO FILE AN APPLICATION FOR  
SUPERVISORY WRITS WITHIN THIRTY DAYS  
FROM THE DATE OF THIS DECISION.**

**Hon. Douglas L. Hebert  
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COUNSEL FOR APPELLEE:  
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COUNSEL FOR APPELLANT:  
Julius Willis**

**Ezell, Judge.**

The Defendant, Julius Willis, was charged by bill of information with remaining after being forbidden, a violation of La.R.S. 14:63.3. On July 13, 2006, a bench trial was held and the Defendant was found guilty as charged. The Defendant was sentenced to six months in the parish jail, suspended, and placed on eighteen months of supervised probation.

The Defendant filed a Motion of Appeal which was granted by the trial court on July 31, 2006.

On October 6, 2006, this court issued a rule to show cause why the appeal in this case should not be dismissed as the judgment at issue is not appealable. On November 6, 2006, the Defendant submitted a pleading to this court explaining his innocence to the charge.

The proper procedural vehicle for the Defendant to seek review of his misdemeanor conviction is *via* supervisory writs. Therefore, the appeal in this case is hereby dismissed. The Defendant-Appellant, Julius Willis, is hereby permitted to file a proper application for supervisory writs in compliance with Uniform Rules—Courts of Appeal, Rule 4, no later than thirty days from the date of this decision. The Defendant is not required to file a notice of intent to seek writs nor obtain an order setting a return date pursuant to Uniform Rules—Courts of Appeal, Rule 4-3, as we hereby construe the motion for appeal as a timely filed notice of intent to seek a supervisory writ.

**APPEAL DISMISSED. DEFENDANT-APPELLANT IS PERMITTED TO FILE AN APPLICATION FOR SUPERVISORY WRITS WITHIN THIRTY DAYS FROM THE DATE OF THIS DECISION.**