

STATE OF LOUISIANA IN THE INTEREST
OF H.N.

NO. 15-KA-97

FIFTH CIRCUIT

COURT OF APPEAL

STATE OF LOUISIANA

ON APPEAL FROM THE JEFFERSON PARISH JUVENILE COURT
PARISH OF JEFFERSON, STATE OF LOUISIANA
NO. 12-JU-25,
DIVISION "C" HONORABLE BARRON C. BURMASTER AND
HONORABLE ANN MURRY KELLER, JUDGE PRESIDING

MARCH 13, 2015

COURT OF APPEAL
FIFTH CIRCUIT

FILED MAR 13 2015

STEPHEN J. WINDHORST
JUDGE


CLERK
Cheryl Quirk Landrieu

Panel composed of Judges Fredericka Homberg Wicker,
Jude G. Gravois, and Stephen J. Windhorst

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REHEARING GRANTED; APPEAL
DISMISSED WITHOUT PREJUDICE

AM
FW
JH

We grant this rehearing and recall our opinion dismissing this appeal for lack of appellate jurisdiction. This Court has appellate jurisdiction over delinquency proceedings pursuant to La. Ch.C. art. 330A. However, we now render this opinion dismissing this appeal, without prejudice, as premature. In a delinquency proceeding an appeal may be taken only after a judgment of disposition. La. Ch.C. art. 330B. Appellant filed his motion for appeal on December 23, 2014, prior to the trial court's disposition on January 8, 2015. Appellant has since filed an out of time appeal.

Accordingly, we grant this rehearing, recall our original opinion, and render this opinion dismissing the earlier appeal without prejudice.

**REHEARING GRANTED; APPEAL
DISMISSED WITHOUT PREJUDICE**

SUSAN M. CHEHARDY
CHIEF JUDGE

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**NOTICE OF JUDGMENT AND
CERTIFICATE OF DELIVERY**

I CERTIFY THAT A COPY OF THE OPINION IN THE BELOW-NUMBERED MATTER HAS BEEN DELIVERED IN ACCORDANCE WITH **Uniform Rules - Court of Appeal, Rule 2-20** THIS DAY **MARCH 13, 2015** TO THE TRIAL JUDGE, COUNSEL OF RECORD AND ALL PARTIES NOT REPRESENTED BY COUNSEL, AS LISTED BELOW:

A handwritten signature in cursive script, appearing to read "Cheryl Q. Landrieu".

CHERYL Q. LANDRIEU
CLERK OF COURT

15-KA-97

E-NOTIFIED

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