

STATE OF LOUISIANA

NO. 18-K-684

VERSUS

FIFTH CIRCUIT

MERTON BAILEY

COURT OF APPEAL

STATE OF LOUISIANA

December 12, 2018

---

Susan Buchholz  
First Deputy Clerk

---

**\*\*CONFIDENTIAL\*\***  
**LSA-RS 46:1844(W)**  
**ATTORNEYS OF RECORD**  
**ONLY**

IN RE MERTON BAILEY

---

**APPLYING FOR SUPERVISORY WRIT FROM THE TWENTY-FOURTH JUDICIAL DISTRICT COURT, PARISH OF JEFFERSON, STATE OF LOUISIANA, DIRECTED TO THE HONORABLE GLENN B. ANSARDI, DIVISION "H", NUMBER 15-3938, 15-4816**

---

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

### **WRIT GRANTED**

In this *pro se* writ application, relator, Merton Bailey, seeks mandamus relief, requesting this Court to order the trial court to rule on his outstanding *pro se* motions filed January 2, 2018, namely: (1) "Motion to Quash;" and (2) "Motion for Writ of Habeas Corpus."

According to the official record, relator's *pro se* motions were filed on January 8, 2018, in district court case numbers 15-3938 and 15-4816. In both cases, these *pro se* motions were set for "status hearing" several times, but we note that they are not set on the next court date of January 7, 2019, and there is no indication in the record that the motions are set for hearing. Unless it has already ruled, the trial court is ordered to set relator's *pro se* motions for hearing within 30 days from the date of this writ disposition.

Accordingly, for the reasons stated herein, relator's writ is granted.

Gretna, Louisiana, this 12th day of December, 2018.

**SJW**  
**FHW**  
**JGG**

SUSAN M. CHEHARDY  
CHIEF JUDGE

FREDERICKA H. WICKER  
JUDE G. GRAVOIS  
MARC E. JOHNSON  
ROBERT A. CHAISSON  
STEPHEN J. WINDHORST  
HANS J. LILJEBERG  
JOHN J. MOLAISSON, JR.

JUDGES



FIFTH CIRCUIT  
101 DERBIGNY STREET (70053)  
POST OFFICE BOX 489  
GRETNA, LOUISIANA 70054  
[www.fifthcircuit.org](http://www.fifthcircuit.org)

CHERYL Q. LANDRIEU  
CLERK OF COURT

MARY E. LEGNON  
CHIEF DEPUTY CLERK

SUSAN BUCHHOLZ  
FIRST DEPUTY CLERK

MELISSA C. LEDET  
DIRECTOR OF CENTRAL STAFF

(504) 376-1400  
(504) 376-1498 FAX

**NOTICE OF DISPOSITION CERTIFICATE OF DELIVERY**

I CERTIFY THAT A COPY OF THE DISPOSITION IN THE FOREGOING MATTER HAS BEEN TRANSMITTED IN ACCORDANCE WITH **UNIFORM RULES - COURT OF APPEAL, RULE 4-6** THIS DAY **12/12/2018** TO THE TRIAL JUDGE, THE TRIAL COURT CLERK OF COURT, AND AT LEAST ONE OF THE COUNSEL OF RECORD FOR EACH PARTY, AND TO EACH PARTY NOT REPRESENTED BY

CHERYL Q. LANDRIEU  
CLERK OF COURT

**18-K-684**

**E-NOTIFIED**

Terry M. Boudreaux (Respondent)

**MAILED**

Merton Bailey #166626 (Relator)  
Jefferson Parish Correctional Center  
P. O. Box 388  
Gretna, LA 70054