

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

JONATHAN H. CARPENTER

NO. 2015 CW 1174

VERSUS

ERIN M. McDONALD, ET AL.

SEPTEMBER 10, 2015

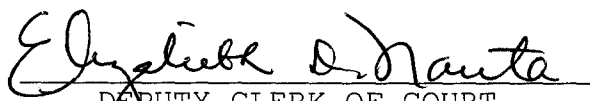
In Re: Jonathan H. Carpenter, applying for supervisory writs,
20th Judicial District Court, Parish of East
Feliciana, No. 41,308.

BEFORE: GUIDRY, HOLDRIDGE AND CHUTZ, JJ.

WRIT GRANTED WITH ORDER. The trial court's May 29, 2015 ruling denying relator pauper status is vacated, and the matter is remanded with instructions that the trial court consider relator's public assistance benefits, if it has not already done so. The trial court should determine whether the rebuttable presumption, created by the fact that relator receives these benefits, is rebutted by other information appearing in relator's application for pauper status and in the full record of the custody litigation in this matter. See La. Code Civ. P. art. 5183 (B).

JMG
GH
WRC

COURT OF APPEAL, FIRST CIRCUIT


DEPUTY CLERK OF COURT
FOR THE COURT