

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

TONY CHANEY

NO. 2016 CW 0806

VERSUS

BOARD OF REVIEW AND RONNIE  
FALGOUT, JR., INDIVIDUALLY  
AND HIS OFFICIAL CAPACITY,  
AND JOSEPH SEVERIO;  
INDIVIDUALLY AND HIS OFFICIAL  
CAPACITY, AND ARTHUR  
BOURGEOIS, INDIVIDUALLY AND  
HIS OFFICIAL CAPACITY, AND  
GLORIA BERTHALOT;  
INDIVIDUALLY AND HIS OFFICIAL  
CAPACITY, AND BRENDA  
MITCHELL; INDIVIDUALLY AND  
HIS OFFICIAL CAPACITY, AND  
RONALD J. HARRISON;  
INDIVIDUALLY AND HIS OFFICIAL  
CAPACITY, DALE R. BURGER;  
INDIVIDUALLY AND HIS OFFICIAL  
CAPACITY, PAUL M. CASADABAN;  
INDIVIDUALLY AND HIS OFFICIAL  
CAPACITY, AND LINETTE WATSON;  
INDIVIDUALLY AND HIS OFFICIAL  
CAPACITY, AND THE NEW ORLEANS  
PRIVATE PATROL

OCT 18 2016

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In Re: Tony Chaney, applying for supervisory writs, 19th  
Judicial District Court, Parish of East Baton Rouge,  
No. 608216.

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**BEFORE: WHIPPLE, C.J., GUIDRY AND McCLENDON, JJ.**

**WRIT NOT CONSIDERED.** Relator failed to comply with the return date requirements of Uniform Rules of Louisiana Courts of Appeal, Rules 4-2 and 4-3 in that the writ application was not timely filed. Nor does the application contain documentation of an extension of the return date set by the district court. See Uniform Rules of Louisiana Courts of Appeal, Rules 4-3 and 4-5(C)(11). Any future filing on this issue should include the entire contents of this application, the missing item noted above, and a copy of this ruling. If relator elects to file a new application in compliance with Uniform Rules of Louisiana Courts of Appeal, Rules 4-2, 4-3 and 4-5, which includes proof of a timely extension to the return date was obtained, he may do so on or before November 14, 2016.

VGW  
PMc

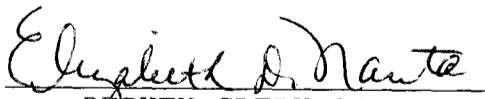
**Guidry, J.**, dissents and would deny the writ on the showing made. Relator has failed to make any showing that the district court's May 2, 2016 rulings denying a hearing and modification of the August 26, 2014 judgment is erroneous. Moreover, as noted in this Court's April 20, 2015 action dismissing relator's

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appeal in 2014-1600, relator sought review of a judgment, which was conditional and lacked decretal language. Additionally, in 2015-1166 relator appealed a June 24, 2015 judgment which was interlocutory. Neither of those judgments were final, appealable judgments. For this Court to have jurisdiction over an appeal, a judgment must contain decretal language, name the party in favor of whom the judgment is ordered, and state the relief that is granted or denied. See **Jenkins v. Recovery Technology Investors**, 2002-1788 (La. App. 1st Cir. 6/27/03), 858 So.2d 598, 600.

COURT OF APPEAL, FIRST CIRCUIT

  
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DEPUTY CLERK OF COURT  
FOR THE COURT