

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

NO. 2016 KW 1040

VERSUS

GEORGE J. HALEY, III

OCT 18 2016

In Re: George J. Haley, III, applying for supervisory writs,
19th Judicial District Court, Parish of East Baton
Rouge, Nos. 12-12-0274 & 06-11-0631.

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

WRIT GRANTED. The trial court's ruling denying relator's motion to quash is vacated, and this matter is remanded for reconsideration. Although relator is represented by counsel, the trial court is required to accept and consider any preverdict motions filed by relator pro se (so long as doing so would not lead to confusion at trial). See **State v. Melon**, 95-2209 (La. 9/22/95), 660 So.2d 466. The trial court is ordered to hold a hearing to determine whether the felony charges, pending against relator since the bills of information were filed in 2011 and 2012, should be quashed as having prescribed or if there have been sufficient filings or actions to suspend or interrupt the time limitations. See La. Code Crim. P. art. 578. If the trial court grants the motion to quash, it shall order any detainers generated by the charges removed. See **State v. Williams**, 2001-1249 (La. 5/25/01), 792 So.2d 744.

PMc

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WHIPPLE, C.J., dissents and would deny on the showing made. Relator failed to include a copy of the bills of information, all pertinent minute entries, and any other portions of the district court record that might support the claims raised in the motion to quash.

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DEPUTY CLERK OF COURT
FOR THE COURT