

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

NO. 2018 KW 1134

VERSUS

OCT 29 2018

KANDALE KITAKI

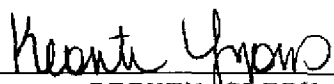
In Re: Kandale Kitaki, applying for supervisory writs, 19th
 Judicial District Court, Parish of East Baton Rouge,
 No. 01-18-0329.

BEFORE: GUIDRY, THERIOT, AND PENZATO, JJ.

WRIT DENIED AS MOOT IN PART AND GRANTED IN PART. The records of the East Baton Parish Clerk's Office show the state charged relator by bill of information on January 22, 2018 for the charges at issue. Consequently, the "701 motion" seeking release under La. Code Crim. P. art. 701(B) is moot. See State v. Varmall, 539 So.2d 45 (La. 1989) (per curiam). Furthermore, the district court is ordered to proceed toward disposition of relator's motion to suppress, filed June 5, 2018, if it has not already done so. See State v. Thibodeaux, 2017-0705 (La. 12/6/17), 236 So.3d 1253 (per curiam).

JMG
MRT
AHP

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DEPUTY CLERK OF COURT
FOR THE COURT