

2/21/01

SUPREME COURT OF LOUISIANA

NO. 00-OB-1360

ALFREDA TILLMAN BESTER

Versus

**LOUISIANA SUPREME COURT
COMMITTEE ON BAR ADMISSIONS**

Johnson, J., Concurs in part and Dissents in part.

I join the majority in holding that bar examinations are not discoverable under the State's public records law. The legislature has clearly exempted from compelled disclosure all testing instruments used by the various Boards of Education and all other professional licensing boards. This court, as supervisor of the bar admissions process, has the inherent authority to regulate our testing process.

I respectfully dissent from the majority's conclusion that no review procedure is available to this applicant. Despite the Committee on Bar Admissions's right to destroy all examinations after the grading process has been finalized, in this instance, the committee preserved all examinations from February, 2000. Although a representative good answer has not been prepared for comparison, I would allow Ms. Bester to review her February 2000 Bar Examination under the guidelines established for our Interim Review Process.