

SUPREME COURT OF LOUISIANA

No. 2024-CD-01591

RAYMOND SCOTT, ET AL.

VS.

LOUISIANA STATE POLICE, ET AL.

On Supervisory Writ to the Civil District Court, Parish of Orleans Civil

WEIMER, C.J., dissents

I respectfully dissent from the court's decision to exercise its supervisory jurisdiction to bypass the court of appeal's appellate review of the issues presented in this case. Rather than short circuit the normal appellate process, I would remand this matter to the court of appeal for expedited briefing, arguments and decision.

While the constitutional grant of supervisory authority to this court is plenary, unfettered by jurisdictional requirements, and exercisable at the complete discretion of the court, such authority is not to be exercised lightly. **Unwired Telecom Corp. v. Parish of Calcasieu**, 03-0732, p. 8-9 (La. 1/19/05), 903 So.2d 392, 400. Rather, "out of respect for the independence of the other courts in the determination of questions confined to their judicial discretion, and to avoid usurping ... appellate jurisdiction not conferred upon [this court] by the constitution," **Id.**, this court will exercise its supervisory jurisdiction without exhaustion of ordinary remedies only under extraordinary circumstances. The majority's summary disposition of this matter certainly does not clarify why the facts of this case merit circumvention of the normal appellate process, and I find no compelling reasons for such. Thus, rather than act summarily, and without the benefit of either the official district court record or the court of appeal's considered review, I would remand this matter to the court of appeal for expedited consideration. The rather cursory order issued by the majority creates more questions than it answers.