

Appendix 60.8. (Rule 60.8) Appeal of Parole Revocation

NAME AND D.O.C. NUMBER
OF APPELLANT

NUMBER: _____ SECTION: _____

19th JUDICIAL DISTRICT COURT
OF EAST BATON ROUGE
STATE OF LOUISIANA

VERSUS PARISH

LOUISIANA PAROLE BOARD

APPEAL OF PAROLE REVOCATION

INSTRUCTIONS TO APPELLANT:

R.S. 15:574.11 governs the procedure for appealing a decision of the parole board to revoke parole. All appeals must be filed within 90 days of the date of revocation, or in the case of automatic revocation—the date of the final judgment of the new conviction. The complaint is required to be filed as an appeal only and the court is limited to reviewing the official revocation record filed by the Parole Board. Complaints should be limited to due process violations in the revocation proceedings. (See *Madison v. Ward*; *Morrissey v. Brewer* and R.S. 15:574.11 and 15:574.9).

PLEASE ATTACH A COPY OF THE FINAL PAROLE REVOCATION DECISION TO THIS PETITION FOR JUDICIAL REVIEW, OR REVIEW MAY BE DELAYED.

I. PAROLE REVOCATION PROCEEDING BEING APPEALED:

A. DATE OF REVOCATION DECISION: _____

B. REASON/BASIS FOR REVOCATION: _____

II. LEGAL BASIS FOR REVERSAL OF DECISION. State the statutory or constitutional violations that warrant reversal:

A. Did you plead guilty to one or more violations? YES [] NO []

If yes, list the violations you pled guilty to: _____

B. Did you present the facts stated in this appeal at the:

1. Preliminary hearing?

YES [] NO []

2. Final parole hearing?

YES [] NO []

C. If not, why not? _____

D. Did you present evidence or testimony/statements of witnesses during the proceedings?

YES [] NO []

E. If you had witnesses present/available and they were not called, state the reason why: _____

I assert hereby that all of the allegations of fact herein contained are true to the best of my knowledge. I am currently housed at _____ and hereby notify the Court that in the event of transfer or release, I will notify the Court of my address in writing within 15 days thereafter.

Thus signed this ____ day of _____, 20__ in _____, Louisiana.

APPELLANT NAME AND D.O.C. NUMBER

<http://www.lasc.org/rules/dist.ct/COURTRULESAPPENDIX60.8.PDF>