

SUPREME COURT OF LOUISIANA

ORDER

Acting in accordance with Article V, Sections 1 and 5 of the Louisiana Constitution of 1974, and the inherent power of this Court, and considering the need to amend the Rules of this Court,

IT IS HEREBY ORDERED, JUDGED AND DECREED THAT:

Part 1. Louisiana Supreme Court Rule VII, Section 11 be and is hereby redesignated as Section 11.1.

Part 2. Louisiana Supreme Court Rule VII, Section 11.2 be and is hereby enacted to read as follows:

Section 11.2 Citation of Supplemental Authorities. If pertinent and significant authorities come to a party’s attention after all original and reply briefs have been filed – or after oral argument but before decision – a party may promptly advise the clerk by letter, with a copy to all other parties, setting forth the citations. The letter shall be limited to: (a) the name and citation of the opinion or authority; (b) the issue raised by the case which is pertinent to the issues raised in the case pending before this Court; and (c) a citation to the page number of where this point has been raised in briefs before this Court or, if not raised in briefs and dealt with in oral argument only, where and how this issue arose during oral argument. The body of the letter shall not exceed 350 words. Any response must be made promptly and must be similarly limited. No response to the response shall be allowed. This Section 11.2 letter shall not contain argument; if a party desires to make an argument or to exceed 350 words, the party shall file a motion for permission to file a supplemental brief pursuant to Section 11.1 of this Rule.

This rule change shall become effective upon signing and shall remain in full force and effect thereafter, until amended or changed through future Orders of this Court.

New Orleans, Louisiana _____ day of _____, 2006

FOR THE COURT:

Pascal F. Calogero, Jr., Chief Justice