

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,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:

1. Louisiana Supreme Court Rule X, Section 5(a), be and is hereby deleted in its entirety and amended to read as follows:

(a)(1) An application seeking to review a judgment of the court of appeal either after an appeal to that court, or after that court has granted relief on an application for supervisory writs (but not when the court has merely granted an application for purposes of further consideration), or after a denial of an application, shall be made within thirty days of the mailing of the notice of the original judgment of the court of appeal; however, if a timely application for rehearing has been filed in the court of appeal in those instances where a rehearing is allowed, the application shall be made within thirty days of the mailing of the notice of denial of rehearing or the judgment on rehearing. No extension of time therefor will be granted.

(a)(2) An application seeking expedited review of a judgment of the court of appeal as described in subsection (a)(1) shall be filed as soon as possible after the court of appeal's disposition and in no event more than ten days after the mailing of notice of judgment by the court of appeal. Failure to comply with this rule without good cause may be grounds for denial of expedited review (with review in regular course if the application

is otherwise timely under subsection (a) (1)) and/or imposition of sanctions against the party seeking expedited review.

Official Comment

Applications requesting expedited review place a considerable burden on the resources of the court and its staff. The court's ability to address such applications in an orderly fashion can be significantly impaired when applicants elect to wait to until the last day of the thirty-day period following the court of appeal's disposition to request expedited attention in this court. Although this rule does not change the general thirty-day filing period set forth in La. Code Civ. P. art. 2166, it makes it clear that any request for expedited review must be made promptly. If an application seeking priority review is not filed within at least ten days following the court of appeal's disposition and the applicant fails to show good cause for the delay, the court retains the discretion to summarily deny the request for priority review and/or impose other sanctions pursuant to La. Code Civ. P. art. 2164.

This rule change shall become effective on September 1, 2022, and shall remain in full force and effect thereafter, until amended or changed through future orders of this Court.

New Orleans, Louisiana, this _____ day of July, 2022

FOR THE COURT:

John L. Weimer, Chief Justice