

FIFTH CIRCUIT
COURT OF APPEAL
STATE OF LOUISIANA

IN RE: ADOPTION OF NEW LOCAL RULE

ORDER

WHEREAS the Judges of the Louisiana Fifth Circuit Court of Appeal, meeting en banc on December 7, 2021, did adopt a new rule for inclusion in the Local Rules of the Fifth Circuit Court of Appeal,

IT IS ORDERED that, effective January 1, 2022, Rule 13 of the Local Rules of the Fifth Circuit Court of Appeal be and hereby is enacted to read as follows:

RULE 13. STAYS RELATING TO BANKRUPTCY, ETC.

A party who seeks a stay order and/or desires to notify this court that a bankruptcy, receivership, liquidation, or like proceeding has been filed against a party in a matter pending before this court shall file a motion to stay the matter before this court, attaching thereto documentation of the proceeding filed in the other court. This motion shall also include: (1) an acknowledgement that the mover shall notify this court in writing every one hundred eighty (180) days thereafter as to the status of the other proceeding; and (2) an acknowledgement by the mover that the failure to file this recurring notice may subject the mover to the imposition of a sanction or citation for contempt of court. Within thirty (30) days of an order lifting a stay of the proceeding in the other court, or any other order resolving the proceeding in the other court, the mover shall notify this court by written motion that the reason for the stay is no longer effective and request that the stay issued by this court be lifted. The failure to file the written motion may subject the mover to the imposition of a sanction or citation for contempt of court.

Gretna, Louisiana, this 9th day of December, 2021.

SMC

Chief Judge Susan M. Chehardy