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CHIEF JUDGE

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JUDGES

Court of Appeal

FIFTH CIRCUIT
STATE OF LOUISIANA

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January 14, 2025

By order of the Court, effective February 1, 2025, Local Rule 18 of the Louisiana Fifth Circuit Court of Appeal is adopted as follows:

LOCAL RULE 18: NOTICE OF DEFICIENCY

- A.** The Clerk of Court's Office shall review submissions upon presentation for filing with the court to determine whether the submissions comply with applicable law(s) and/or court rule(s).
- B.** If the Clerk's Office determines a submission does not comply with applicable law(s) and/or court rule(s), the submission shall be filed and designated "Deficient" and the Clerk's Office shall electronically issue to the submitting party, with copies to all counsel of record and unrepresented parties, a Notice of Deficiency that describes the deficiency and allows the submitting party one opportunity to correct the deficiency as follows:
 - (1)** Within three days of the issuance of the Notice of Deficiency, if the submitting party submits a substitute or supplemental filing curing the defect, this substitute or supplemental filing shall be afforded the file date of the originally-submitted filing with no additional filing fees. For a substitute or supplemental filing not timely filed, applicable filing fees shall be charged.
 - (2)** In the alternative, the submitting party may file a motion for leave to seek exemption from the pertinent law(s) and/or court rule(s), or may file any other motion intended to cure the defect.
- C.** Substantive changes to a deficient filing are not authorized by this rule and may be grounds for sanctions as the court deems appropriate.
- D.** The computation of time in this rule shall include Sundays and other legal holidays. However, if the time interval ends on a Sunday or other legal holiday, then 4:30 p.m. of the next legal day shall be deemed to be the end of the time interval. There shall be no extensions of this date.
- E.** No other party's filing due date shall be affected by issuance of this Notice.

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