

Fifth Circuit Court of Appeal State of Louisiana

No. 26-KH-395

ADRIAN M. DUNN

versus

STATE OF LOUISIANA

IN RE ADRIAN M. DUNN

APPLYING FOR SUPERVISORY WRIT FROM THE TWENTY-THIRD JUDICIAL DISTRICT COURT, PARISH OF ST JAMES, STATE OF LOUISIANA, DIRECTED TO THE HONORABLE NGHANA LEWIS, DIVISION "B", No. 00,148

TRUE COPY

September 09, 2026



LINDA TRAN
DEPUTY CLERK

Panel composed of Judges Susan M. Chehardy,
Fredericka Homberg Wicker, and Timothy S. Marcel

WRIT DENIED

In this *pro se* writ application relator seeks mandamus relief claiming that the district court has not complied with this Court's orders issued in *Dunn v. State*, 25-KH-579, 2026 WL 381888 (La. App. 5 Cir. Feb. 11, 2026) and *Dunn v. State*, 26-KH-255, 2026 WL 1747519 (La. App. 5 Cir. June 17, 2026).

For background, on July 30, 2025, relator filed a *Motion to Declare La. C.Cr.P. arts. 383, 435, and 444(B) Unconstitutional* with the district court. On November 5, 2025, the district court orally denied relator's motion after a hearing.¹

¹

The November 5, 2025, minute entry states:

"Defendant present in person from jail for *pro se* motion to declare. No defense attorney on record. Attorney Eusi Phillips present for the State. Matter was argued in October of 2024. Court denied motion, related to court judgment and writ. Defense objects. Court will make judgment."

Relator previously filed a writ of mandamus with this Court on December 9, 2025, asserting that he had not yet received a copy of the district court's November 5, 2025 ruling or a transcript from the hearing. On February 11, 2026, in *Dunn v. State*, 25-KH-579, 2026 WL 381888 (La. App. 5 Cir. Feb. 11, 2026), we granted relator's writ of mandamus and ordered the district court to enter a written judgment on relator's motion within ten days of the disposition and to provide a copy to this Court and relator.

Thereafter, on June 8, 2026, relator filed a subsequent writ application seeking to have this Court enforce its February 11, 2026 ruling. On June 17, 2026, in *Dunn v. State*, 26-KH-255, 2026 WL 1747519 (La. App. 5 Cir. June 17, 2026), we granted relator mandamus relief for the limited purpose of ordering the district court to comply with this Court's February 11, 2026 disposition.

On June 17, 2026, in response to our order, the district court filed a copy of its January 13, 2026 Judgment With Reasons with this Court in case number 26-255, which contains its reasons for denying relator's motion on November 5, 2025. In light of the filing, we find, for all practical purposes, that the district court has complied with this Court's orders.

Accordingly, relator's request for mandamus relief is moot.

Gretna, Louisiana, this 9th day of September, 2026.

TSM
SMC
FHW

SUSAN M. CHEHARDY
CHIEF JUDGE

FREDERICKA H. WICKER
JUDE G. GRAVOIS
MARC E. JOHNSON
STEPHEN J. WINDHORST
JOHN J. MOLAISSON, JR.
SCOTT U. SCHLEGEL
TIMOTHY S. MARCEL

JUDGES



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CURTIS B. PURSELL
CLERK OF COURT

SUSAN S. BUCHHOLZ
CHIEF DEPUTY CLERK

LINDA M. TRAN
FIRST DEPUTY CLERK

MELISSA C. LEDET
DIRECTOR OF CENTRAL STAFF

(504) 376-1400
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NOTICE OF DISPOSITION CERTIFICATE OF DELIVERY

I CERTIFY THAT A COPY OF THE DISPOSITION IN THE FOREGOING MATTER HAS BEEN TRANSMITTED IN ACCORDANCE WITH **UNIFORM RULES - COURT OF APPEAL, RULE 4-6** THIS DAY **09/09/2026** TO THE TRIAL JUDGE, THE TRIAL COURT CLERK OF COURT, AND AT LEAST ONE OF THE COUNSEL OF RECORD FOR EACH PARTY, AND TO EACH PARTY NOT REPRESENTED BY COUNSEL, AS LISTED BELOW:

A handwritten signature in blue ink that reads "Curtis B. Pursell". The signature is written in a cursive style with a horizontal line underneath.

CURTIS B. PURSELL
CLERK OF COURT

26-KH-395

E-NOTIFIED

23rd Judicial District Court (Clerk)
Honorable Nghana Lewis (DISTRICT JUDGE)
No Attorney(s) were ENOTIFIED

MAILED

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Louisiana State Penitentiary
Angola, LA 70712

Honorable Ricky L. Babin (Respondent)
District Attorney
Twenty-Third Judicial District
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