

EDDIE MATTHEWS, III

NO. 24-KH-495

VERSUS

FIFTH CIRCUIT

STATE OF LOUISIANA

COURT OF APPEAL

STATE OF LOUISIANA

FIFTH CIRCUIT COURT OF APPEAL  
A TRUE COPY OF DOCUMENTS AS  
SAME APPEARS IN OUR RECORDS



Linda Wiseman  
First Deputy, Clerk of Court

November 14, 2024

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Linda Wiseman  
First Deputy Clerk

**IN RE EDDIE MATTHEWS, III**

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**APPLYING FOR SUPERVISORY WRIT FROM THE TWENTY-NINTH JUDICIAL DISTRICT COURT, PARISH OF ST CHARLES, STATE OF LOUISIANA, DIRECTED TO THE HONORABLE LAUREN D. ROGERS, DIVISION "E", NUMBER 18,443**

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Panel composed of Judges Susan M. Chehardy,  
Fredericka Homberg Wicker, and Marc E. Johnson

### **WRIT GRANTED**

Relator, Eddie Matthews, III, seeks mandamus relief regarding an application for post-conviction relief (“APCR”), and various motions filed by Relator in conjunction with the APCR that the 29th Judicial District Court has not ruled upon. Relator’s conviction and sentence was affirmed by this Court in *State v. E.M.*, 22-293 (La. App. 5 Cir. 2/27/23), 359 So.3d 90, *writ denied*, 23-419 (La. 10/10/23), 371 So.3d 452. On July 9, 2024, Relator filed an APCR and motions for appointment of counsel, an evidentiary hearing, and subpoena duces tecum. A week later, the district court ordered the State to file any objections to Relator’s APCR no later than thirty days from the date of the order. Relator, in turn, was to file his response to the State’s objections no later than September 16, 2024. Relator advises that he filed a response to the State’s objections, but he did not include a copy of his response with his writ application.

This Court was unable to access the 29<sup>th</sup> Judicial District Court record for this case on the Clerk of Court’s electronic database. Further, Relator filed the instant application on October 18, 2024, more than three months after filing his APCR and other motions in the district court. *See, e.g., State ex rel. Coleman v. 23rd Judicial District Court, for the Parish of St James*, 21-114 (La. App. 5 Cir. 03/19/21) (ordering the district court to rule on an APCR filed two months before the filing of the writ application).

Considering the foregoing, the writ is granted. The district court is ordered to rule on Relator's APCR and all outstanding motions filed on July 9, 2024 within 15 days of this disposition, if it has not already done so. We further order the district court to provide Relator and this Court with copies of its rulings.

Gretna, Louisiana, this 14th day of November, 2024.

**MEJ**  
**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



FIFTH CIRCUIT  
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CURTIS B. PURSELL  
CLERK OF COURT

SUSAN S. BUCHHOLZ  
CHIEF DEPUTY CLERK

LINDA M. WISEMAN  
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 **11/14/2024** 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:

**CURTIS B. PURSELL**  
CLERK OF COURT

**24-KH-495**

**E-NOTIFIED**

29th Judicial District Court (Clerk)  
Honorable Lauren D. Rogers (DISTRICT JUDGE)  
No Attorney(s) were ENOTIFIED

**MAILED**

Eddie Matthews, III #364114 (Relator)  
Rayburn Correctional Center  
27268 Highway 21  
Angie, LA 70426

Hon. Joel T. Chaisson, II (Respondent)  
District Attorney  
Twenty-Ninth Judicial District Court  
Post Office Box 680  
Hahnville, LA 70057