

LOUISIANA COURT OF APPEAL, THIRD CIRCUIT

Thomas A. McCartney v. Brian S. Lestage

McCartney · No. 26-00153-CW · Decided April 1, 2026

SUMMARY

The Louisiana Court of Appeal, Third Circuit granted Brian S. Lestage's application for rehearing in part for the limited purpose of clarifying its prior ruling. The court explained that Thomas A. McCartney's pauper status was not affected and that the clerk was required to accept and file the documents at issue only if the associated fees were submitted at the time of filing.

OPINION

PER CURIAM.

STATE OF LOUISIANA COURT OF APPEAL, THIRD CIRCUIT P.O. Box 16577 Lake Charles LA 70616 (337) 433-9403 NOT DESIGNATED FOR PUBLICATION Brian S. Lestage, Beauregard Clerk of Co In Proper Person P. O. Box 100 DeRidder LA 70634-0100 Judgment on rehearing rendered and mailed to all parties or counsel of record on April 1, 2026 REHEARING ACTION: April 1, 2026 Docket Number: 26 00153-CW THOMAS A. MCCARTNEY VERSUS BRIAN S. LESTAGE Writ Application from Beauregard Parish Case No. C-20240145 BEFORE JUDGES: Hon. Candyce G. Perret Hon. Jonathan W. Perry Hon. Wilbur L. Stiles As counsel of record in the captioned case, you are hereby notified that the ruling on the application for rehearing filed by Brian S. Lestage, Beauregard Clerk of Court is: MOTION FOR REHEARING GRANTED IN PART.

We grant rehearing in this matter for the sole purpose of clarifying our prior ruling, to any extent necessary. Nothing in our prior ruling affected McCartney's pauper status, which had previously been revoked and was not before this court.

Accordingly, he was required to pay whatever fees were associated with the specific filings at issue. For thoroughness, we clarify that our prior order to the Clerk of Court required him to accept and file the documents at issue only if payment for those documents was also submitted at the time the documents were attempted to be filed. cc: Thomas A. McCartney, Pro Se Donna Fuller, In Proper Person Devon McKnight, Counsel for the Respondent Michael Scott Harper, Counsel for the Respondent Charles A Sam Jones, III, Counsel for the Respondent Christina Brumley, In Proper Person