



Jeff Landry
Attorney General

State of Louisiana

DEPARTMENT OF JUSTICE
CIVIL DIVISION
P.O. BOX 94005
BATON ROUGE
70804-9005

May 22, 2018

Honorable Edmond E. Kinler, Jr.
St. James Parish Clerk of Court
P.O. Box 63
Convent, LA 70723

RE: *Harry Joseph, Sr., et al v. State of Louisiana Department of Natural Resources*
Docket No. 00038163, 23rd JDC, Parish of St. James, State of Louisiana

Dear Mr. Kinler:

Please find enclosed herewith one original and one copy of a Motion for Suspensive Appeal in the above-captioned matter. Please file one copy into the record of this matter and send a file-stamped copy to me in the self-addressed, stamped envelope enclosed herewith. Inasmuch as this request is made on behalf of the State, no court costs nor a bond are due. If you have any questions, please feel free to contact me at (225) 326-6085 or seidemannr@ag.louisiana.gov.

Very truly yours,

JEFF LANDRY
ATTORNEY GENERAL

By: 

Harry J. Vorhoff
Assistant Attorney General

JL/HJV/tp

Enclosure

cc: All counsel (via e-mail)

TWENTY-THIRD JUDICIAL DISTRICT COURT

PARISH OF ST. JAMES

STATE OF LOUISIANA

DOCKET NO. 38,163

SECTION "E"

PASTOR HARRY JOSEPH, SR., GENEVIEVE BUTLER, H.E.L.P., THE GULF RESTORATION NETWORK, THE ATCHAFALAYA BASINKEEPER, AND BOLD LOUISIANA

VERSUS

**SECRETARY,
LOUISIANA DEPARTMENT OF NATURAL RESOURCES**

FILED: _____ DEPUTY CLERK: _____

STATE OF LOUISIANA'S MOTION FOR SUSPENSIVE APPEAL

The Secretary, Louisiana Department of Natural Resources ("State"), through its undersigned counsel and pursuant to Louisiana Code of Civil Procedure articles 1911, *et seq.*, and 2121 *et seq.*, moves the Court for an Order granting a suspensive appeal from the final Judgment signed on May 15, 2018, in favor of Pastor Harry Joseph, Sr., Genevieve Butler, H.E.L.P., the Gulf Restoration Network, the Atchafalaya Basinkeeper, and BOLD Louisiana. Pursuant to La. R.S. 13:4581, the State is not required to furnish any appeal bond in connection with this suspensive appeal.

Respectfully Submitted,

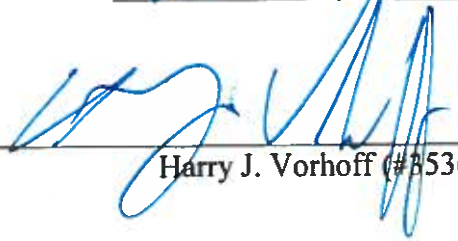
**JEFF LANDRY
ATTORNEY GENERAL**

By: 

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was mailed via United States Mail (postage prepaid and properly addressed), facsimile, and/or electronic transmission, to all known counsel of record as follows on 22 day of May, 2018.



Harry J. Vorhoff (#35365)

TWENTY-THIRD JUDICIAL DISTRICT COURT

PARISH OF ST. JAMES

STATE OF LOUISIANA

DOCKET NO. 38,163

SECTION "E"

PASTOR HARRY JOSEPH, SR., GENEVIEVE BUTLER, H.E.L.P., THE GULF RESTORATION NETWORK, THE ATCHAFALAYA BASINKEEPER, AND BOLD LOUISIANA

VERSUS

SECRETARY,
LOUISIANA DEPARTMENT OF NATURAL RESOURCES

FILED: _____ DEPUTY CLERK: _____

STATE OF LOUISIANA'S MOTION FOR SUSPENSIVE APPEAL

Considering the foregoing:

IT IS ORDERED that a suspensive appeal be granted to the State of Louisiana, through the Louisiana Department of Natural Resources ("State"), from the final judgment signed on May 15, 2018, in favor of Pastor Harry Joseph, Sr., Genevieve Butler, H.E.L.P., the Gulf Restoration Network, the Atchafalaya Basinkeeper, and BOLD Louisiana; and

IT IS FURTHER ORDERED that, pursuant to La. R.S. 13:4581, the State is not required to furnish any appeal bond in connection with this suspensive appeal; and

IT IS FURTHER ORDERED that the appeal be returnable to the Court of Appeal, Fifth Circuit on or before _____, 2018.

_____, Louisiana, this _____ day of _____, 2018.

Hon. Alvin Turner, Jr.
District Judge