

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS

STATE OF LOUISIANA

NO. 07-16105

Ad-Hoc Section Div. "E"

HERMAN, HERMAN, KATZ & COTLAR, ET AL

Vs.

STATE OF LOUISIANA, ET AL

NOTICE OF SIGNING OF AMENDED JUDGMENT

To: Richard Stanley  
Jennifer Thornton,

Attorney for Plaintiffs

Charles Braud, Jr.,

Attorney for Defendant, State of Louisiana

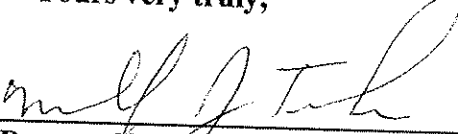
Fred Herman,

Attorney for Intervener, Dale Atkins,  
Clerk of Court

In accordance with Article 1913 C.C.P., you are hereby notified that the Amended Judgment in the above entitled and numbered cause was signed on the 15<sup>TH</sup> day of MAY 2008.

MAY 19, 2008.

Yours very truly,

  
Deputy Clerk Civil District Court  
Minute Clerk Ad-Hoc Division

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS

STATE OF LOUISIANA

NO. 07-16105

Ad-Hoc Division "E"

HERMAN, HERMAN, KATZ & COTLAR, L.L.P., FLANAGAN & REUTER, L.L.C  
GERTLER, GERTLER, VINCENT & PLOTKIN, L.L.P.  
ARTHUR LANDRY, AND TONYA RHODES JUPITER

VS.

STATE OF LOUISIANA, ET AL

AMENDED & RESTATED JUDGMENT

In its Judgment signed on May 13, 2008, this Court inadvertently, failed to complete some of the Preliminary Injunction requirements, and made several other errors which should be corrected.

ATTORNEYS:	Richard Stanley, Jennifer Thornton	Attorneys for Plaintiffs
	Charles Braud, Jr.	Attorney for Defendant State of Louisiana
	Fred Herman,	Attorney for Intervener Dale Atkins, Clerk of Court

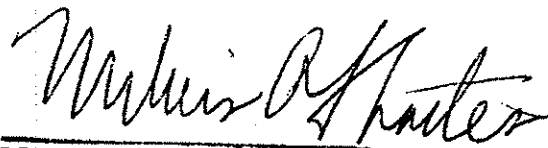
Accordingly, the following is the Amended and Partial Restated Judgment for the original Judgment Rendered, Read and Signed on May 13, 2008;

IT IS ORDERED, ADJUDGED AND DECREED that part of Act 621 of 2006 that pertains to the creation of the 41<sup>st</sup> Judicial District Court is violative of Art. 5, Section 15(B) for its failure to get the approval in a referendum of the voters of Orleans Parish, and is therefore unconstitutional.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a Preliminary Injunction to enjoin the State of Louisiana, through Honorable Bobby Jindal, Governor of Louisiana from enforcing, acting on, or applying that part of Act. 621 of 2006 found unconstitutional, as set forth in the above paragraph, in any manner, will hereby be issued upon plaintiffs furnishing security in the amount of \$40,000.00 for reimbursement of costs and damages, pursuant to La. C.C.P. 3610.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that those portions of Act 621 of 2006 pertaining to the Clerks of the Civil and Criminal District Courts; the Civil and Criminal Sheriffs; the Register of Conveyance and the Recorder of Mortgages are not unconstitutional, and may have Article 5, Section 32 applicability, and are severable from the unconstitutional part of Act 621. Intervener is not to be subject to the preliminary injunction.

AMENDED JUDGMENT READ AND SIGNED on this the 15<sup>th</sup> day of May 2008.



**MELVIN SHORTESS  
JUDGE AD-HOC  
BY ORDER OF THE  
LOUISIANA SUPREME COURT**