

**Fifth Circuit Court of Appeal  
State of Louisiana**

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No. 26-K-192

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STATE OF LOUISIANA

*versus*

DON F. JOHNSON

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**IN RE DON F. JOHNSON**

APPLYING FOR SUPERVISORY WRIT FROM THE TWENTY-FOURTH JUDICIAL DISTRICT COURT, PARISH OF JEFFERSON, STATE OF LOUISIANA, DIRECTED TO THE HONORABLE RAYMOND S. STEIB, JR., DIVISION "A", No. 25-1474

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**TRUE COPY**

May 11, 2026



LINDA TRAN  
DEPUTY CLERK

Panel composed of Judges Susan M. Chehardy,  
Marc E. Johnson, and John J. Molaison, Jr.

**WRIT DENIED**

Relator, Don F. Johnson, seeks supervisory review of the trial court's denial of his March 31, 2026 motion to quash bill of information. Relator was arrested in 2025 and charged with possession of a firearm by a person convicted of certain felonies, a violation of La. R.S. 14:95.1. Relator contends that the bill of information was not filed until approximately 166 days after his arrest. Under La. C.Cr.P. art. 701(B)(2)(a): "The time period for filing a bill of information or indictment after arrest shall be as follows: When the defendant is not continued in custody subsequent to arrest, an indictment or information shall be filed within ... one hundred fifty days of the arrest if the defendant is booked with a felony." According to relator's writ application, the State argued at the hearing that relator was out on bail and thus La. C.Cr.P. art. 701(B) does not apply.

Relator did not include a copy of the judgment, minute entry, or transcript from the hearing on his motion to quash, in violation of Uniform Rules—Courts of Appeal, Rule 4-5(C). Further, even if the district attorney filed the bill of information beyond the 150-day period specified in La. C.Cr.P. art. 701(B)(2)(a), and that provision applies here, La. C.Cr.P. art. 701(B)(2)(b) states that the

defendant shall be released “if, after contradictory hearing with the district attorney, just cause for the failure is not shown.” Because we have no judgment, minute entry, or transcript from the hearing, we have no way of knowing whether the district attorney failed to show just cause for the delay in filing. Finally, relator has failed to show he is prejudiced by the delay. *See generally State v. Williams*, 25-575 (La. 10/14/25), 420 So.3d 674, 675. Accordingly, on the showing made, we deny the writ application.

Gretna, Louisiana, this 11th day of May, 2026.

**SMC**  
**MEJ**  
**JJM**

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. TRAN  
FIRST DEPUTY CLERK

MELISSA C. LEDET  
DIRECTOR OF CENTRAL STAFF

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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 **05/11/2026** 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:

**CURTIS B. PURSELL**  
CLERK OF COURT

**26-K-192**

**E-NOTIFIED**

24th Judicial District Court (Clerk)  
Hon. Raymond S. Steib, Jr. (DISTRICT JUDGE)  
Thomas J. Butler (Respondent)

**MAILED**

Don F. Johnson #1002178014 (Relator)  
In Proper Person  
1523 Congress Street  
New Orleans, LA 70117