

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

No. 26-C-184

COURTNEY JACOBS

versus

MICHELLE TIMBERLAKE

IN RE COURTNEY JACOBS
APPLYING FOR SUPERVISORY WRIT FROM THE TWENTY-FOURTH JUDICIAL DISTRICT
COURT, PARISH OF JEFFERSON, STATE OF LOUISIANA, DIRECTED TO THE HONORABLE
LEE V. FAULKNER, JR., DIVISION "P", No. 736-712

TRUE COPY

May 12, 2026



LINDA TRAN
DEPUTY CLERK

Panel composed of Judges Fredericka Homberg Wicker,
Marc E. Johnson, and Scott U. Schlegel

**WRIT DENIED AS MOOT; RULE TO SHOW CAUSE
ORDERED**

Relator, Courtney Jacobs, seeks review of the trial court’s setting of a rule to show cause hearing on her “Petition to Make Foreign Orders Executory” and “Application for Civil Warrant Ordering Return of Minor Child Pursuant to Court Order.” In her petition, Relator seeks to have custody orders issued by a Virginia court concerning custody of the minor, B.J., made executory in Louisiana. Relator’s application for a civil warrant seeks an order for the immediate return of B.J. in accordance with the Virginia custody orders. The trial court set the rule to show cause hearing for May 12, 2026. In the instant writ application, Relator alleges that the trial court erred by setting a hearing, rather than making the Virginia custody orders executory and enforcing them and delaying the return of B.J.

A review of the official record shows that a hearing on Relator's petition to make the foreign orders executory and application for a civil warrant was held on May 7, 2026, instead of May 12, 2026. On the same date, the trial court granted Relator's petition and took the application for a civil warrant under advisement. On May 12, 2026, the trial court granted the application for civil warrant. When considering Relator's writ application, we find the issues raised have been mooted through the trial court's rulings. Accordingly, the writ application is denied as moot.

However, we issue the following rule to show cause on our own motion.

On May 8, 2026, Respondent, Michelle Timberlake, filed a "Motion for Extension of Time to File Opposition Brief." In her motion, Respondent asserts that counsel for Relator, Courtney Jacobs, cited to legal authority in her writ application that Respondent has been unable to verify. Specifically, Respondent identifies the cited case of *Harvey v. Harvey*, 13-0253 (La. App. 4 Cir. 10/30/13), 127 So.3d 156, and represents that a search by party name and docket number did not locate the cited matter. Respondent further represents that the docket-number format cited in the application does not appear to be consistent with the Fourth Circuit's ordinary numbering conventions.

This Court has likewise been unable to locate or verify whether *Harvey v. Harvey*, 13-0253 (La. App. 4 Cir. 10/30/13), 127 So.3d 156, exists. After Respondent raised this issue, Relator filed a supplemental and amending brief to "correct the citation." However, the supplemental and amending brief does not explain why Relator removed the citation to the *Harvey* case referenced above.

Accordingly,

IT IS HEREBY ORDERED that Counsel for Relator, Camille Patti (Bar Roll Number 38572), show cause by brief only, to be filed not less than 48 hours from the date of receipt of this Rule to Show Cause Order, or by Monday, May 18, 2026,

whichever is later,¹ why she should not be held in contempt pursuant to La. C.C.P. art. 224(4).

IT IS HEREBY FURTHER ORDERED that the brief address Relator's citation to *Harvey v. Harvey*. Counsel for Relator shall either: 1) produce a copy of *Harvey v. Harvey*, 13-0253 (La. App. 4 Cir. 10/30/13), 127 So.3d 156; or 2) explain the source of the citation and whether the citation is erroneous. Counsel's brief shall also address whether any generative artificial intelligence tool was used in the preparation of the instant writ application and, if so, what steps Counsel took to verify the existence and validity of the legal authorities cited therein.

Gretna, Louisiana, this 12th day of May, 2026.

MEJ
FHW
SUS

¹ La. C.C.P. art. 225(A) provides, in pertinent part:

A person charged with committing a constructive contempt of a court of appeal may be found guilty thereof and punished therefor after receiving a notice to show cause, by brief, to be filed not less than forty-eight hours from the date the person receives such notice why he should not be found guilty of contempt and punished accordingly. The person so charged shall be granted an oral hearing on the charge if he submits a written request to the clerk of the appellate court within forty-eight hours after receiving notice of the charge. Such notice from the court of appeal may be sent by registered or certified mail or may be served by the sheriff.

SUSAN M. CHEARDY
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



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CLERK OF COURT

26-C-184

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24th Judicial District Court (Clerk)
Hon. Lee V. Faulkner, Jr. (DISTRICT JUDGE)
A. Camille Patti (Relator)

MAILED

Michelle Timberlake (Respondent)
, LA

David A. Capasso (Respondent)
Attorney at Law
650 Poydras Street
Suite 200
New Orleans, LA 70130

Olivia Marks (Relator)
Attorney at Law
1100 Poydras Street
Suite 2900
New Orleans, LA 70163

Stephen C. D'Antoni (Respondent)
Attorney at Law
3014 Metairie Road
Metairie, LA 70001

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