

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

1. **Name:** State full name (include any former names used).

Terry Alvin Doughty

2. **Position:** State the position for which you have been nominated.

United States District Judge for the Western District of Louisiana, Monroe Division

3. **Address:** List current office address. If city and state of residence differs from your place of employment, please list the city and state where you currently reside.

Richland Parish Courthouse
708 Julia Street, Third Floor, Judges Office
Rayville, Louisiana 71269

4. **Birthplace:** State year and place of birth.

1959; Rayville, Louisiana

5. **Education:** List in reverse chronological order each college, law school, or any other institution of higher education attended and indicate for each the dates of attendance, whether a degree was received, and the date each degree was received.

1981 – 1984, Louisiana State University Law Center; J.D., 1984
1977 – 1981, Louisiana Tech University; B.S. (*cum laude*), 1981

6. **Employment Record:** List in reverse chronological order all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, non-profit or otherwise, with which you have been affiliated as an officer, director, partner, proprietor, or employee since graduation from college, whether or not you received payment for your services. Include the name and address of the employer and job title or description.

2009 – present
Richland Parish Courthouse
708 Julia Street, Third Floor, Judges Office
Rayville, Louisiana 71269
District Judge for the Fifth Judicial District, State of Louisiana

1984 – 2008
Cotton, Bolton, Hoychick & Doughty
607 Madeline Street
Rayville, Louisiana 71269
Associate (1984 – 1987)
Partner (1987 – 2008)

1985 – 2008
Fifth Judicial District Attorney's Office
Richland Parish Courthouse
708 Julia Street, Second Floor
Rayville, Louisiana 71269
Assistant District Attorney for Richland, Franklin and West Carroll Parishes (part-time)

1983 – 1984
Gary, Field, Landry & Dornier
(now defunct)
Baton Rouge, Louisiana
Law Clerk

1982 – 1983
Seale, Smith, Zuber & Barnette, LLP
United Plaza Boulevard, Suite 200
Baton Rouge, Louisiana 70809
Law Clerk

Other Affiliations (uncompensated):

2012 – 2014 and 2016 – present
First Baptist Church
1306 Louisa Street
Rayville, Louisiana 71269
Deacon

2015 – present
North Delta Law Enforcement Planning District
620 Riverside Drive
Monroe, Louisiana 71201
Director

1998 – 2008
Richland Little League Football, Inc.
607 Madeline Street
Rayville, Louisiana 71269

Secretary, Director

1972 – 2006
Dehlco Recreation, Inc.
607 Madeline Street
Rayville, Louisiana 71269
Secretary/Treasurer

1988 - 1995
Rayville Kiwanis Club
No physical address
Rayville, Louisiana 71269
Board Member and Officer

2002 – 2008
Rayville Youth Baseball, Inc.
No physical address
Rayville, Louisiana 71269
President

2005 – 2015
Castor Creek, LLC
380 Central Street
Columbia, Louisiana 71418
Manager and 1/20th owner

2005
Fifth Judicial District Bar Association
110 Glenda Street
Rayville, Louisiana 71269
President

2014 – 2015
Hot Flash Monogramming, LLC
725 Julia Street
Rayville, Louisiana 71269
Member

7. **Military Service and Draft Status:** Identify any service in the U.S. Military, including dates of service, branch of service, rank or rate, serial number (if different from social security number) and type of discharge received, and whether you have registered for selective service.

I have not served in the U. S. Military. I was not required to register for selective service

as I was born on January 16, 1959.

8. **Honors and Awards:** List any scholarships, fellowships, honorary degrees, academic or professional honors, honorary society memberships, military awards, and any other special recognition for outstanding service or achievement.

Martindale Hubble AV Rating (1999 – present)
Citizen Lawyer Award, Louisiana State Bar Association (2015)
Louisiana Judicial Leadership Institute (2012)
Louisiana State University Law School, Moot Court Board (1984)

9. **Bar Associations:** List all bar associations or legal or judicial-related committees, selection panels or conferences of which you are or have been a member, and give the titles and dates of any offices which you have held in such groups.

Assistant Bar Examiner (1993 – 2004)

Fred Fudickar Inn of Court (1993 – 1998)

Fifth Judicial District Bar Association (1985 – present)
President (2005)

Louisiana Association of Drug Court Professionals (2009 – present)

Louisiana Department of Corrections/Louisiana District Judges Association Liaison Committee (2012 – present)

Louisiana District Associations Problem Solving Courts Committee (2012 – present)

Louisiana District Judges Association (2009 – present)
Chairman, Rural Courts Committee (2013 – present)

Louisiana Drug Policy Board (2009 – 2010)

Louisiana State Bar Association (1984 – present)

National Association of Drug Court Professionals (2009 – present)

National District Attorneys Association (1985 – 2008)

Volunteer Lawyers Project of the North Louisiana Legal Assistance Corp. (2005)

10. **Bar and Court Admission:**

- a. List the date(s) you were admitted to the bar of any state and any lapses in membership. Please explain the reason for any lapse in membership.

Louisiana, 1984

There has been no lapse in membership.

- b. List all courts in which you have been admitted to practice, including dates of admission and any lapses in membership. Please explain the reason for any lapse in membership. Give the same information for administrative bodies that require special admission to practice.

United States District Court for the Western District of Louisiana, 1987
United States Court of Appeals for the Fifth District, 1987

There have been no lapses in membership.

11. Memberships:

- a. List all professional, business, fraternal, scholarly, civic, charitable, or other organizations, other than those listed in response to Questions 9 or 10 to which you belong, or to which you have belonged, since graduation from law school. Provide dates of membership or participation, and indicate any office you held. Include clubs, working groups, advisory or editorial boards, panels, committees, conferences, or publications.

Louisiana Tech Alumni Association (1985 – present)

North Delta Law Enforcement Planning District
Director (2015 – present)

Rayville Kiwanis Club (1985 – 2013)
Board Member (1988 – 1995)

Rayville Youth Baseball, Inc. (1995 – 2008)
President (2002 – 2008)

R.F. McGuire Masonic Lodge No. 209 (1980 – present)

- b. The American Bar Association's Commentary to its Code of Judicial Conduct states that it is inappropriate for a judge to hold membership in any organization that invidiously discriminates on the basis of race, sex, or religion, or national origin. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminated on the basis of race, sex,

religion or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

The R.F. McGuire Lodge No. 209 does limit membership to men, however a women's group, (Eastern Star), is available for women members. Otherwise, to the best of my knowledge, none of the organizations listed above currently discriminates or formerly discriminated on the basis of race, sex, religion, or national origin, either through formal membership requirements or the practical implementation of membership policies.

12. Published Writings and Public Statements:

- a. List the titles, publishers, and dates of books, articles, reports, letters to the editor, editorial pieces, or other published material you have written or edited, including material published only on the Internet. Supply four (4) copies of all published material to the Committee.

None.

- b. Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of on behalf of any bar association, committee, conference, or organization of which you were or are a member. If you do not have a copy of a report, memorandum or policy statement, give the name and address of the organization that issued it, the date of the document, and a summary of its subject matter.

None.

- c. Supply four (4) copies of any testimony, official statements or other communications relating, in whole or in part, to matters of public policy on your behalf to public bodies or public officials.

On October 7, 2010 and August 25, 2011, I discussed the state of the law on truancy to a closed session of the Richland Parish School Board. I have no notes, transcript or recording.

- d. Supply four (4) copies, transcripts or recordings of all speeches or talks delivered by you, including commencement speeches, remarks, lectures, panel discussions, conferences, political speeches, and questions-and-answer sessions. Include the date and place where they were delivered, and readily available press reports about the speech or talk. If you do not have a copy of the speech or a transcript or recording of your remarks, give the name and address of the group before whom the speech was given, the date of the speech, and a summary of its subject

matter. If you do not speak from a prepared text, furnish a copy of any outline or notes from which you spoke.

I have not kept a comprehensive list of all speeches, talks and presentations given. Below is my best effort to recreate my history of speaking engagements, drawing from my calendars and files. It is possible that I have omitted presentations for which I did not retain records.

April 7, 2017: Speaker, Spring Conference, Louisiana District Judges Association, Lafayette, Louisiana. I gave a report of activities of the Rural Courts Committee. I have no notes, transcript or recording. The address of Louisiana District Judges Association is 400 Royal Street, Suite 1190, New Orleans, Louisiana 70130.

March 16, 2017: Speaker, "Lesson 10 – Spiritual Inventory Part I", Richland Celebrate Recovery, Rayville, Louisiana. I discussed the benefits of making a spiritual inventory. I have no notes, transcript or recording. The address of Richland Celebrate Recovery is 1306 North Louisa Street, Rayville, Louisiana 71269.

November 10, 2016: Moderator and Speaker, Graduation Ceremony, Fifth District Adult Drug Court Graduation, Richland Parish Courthouse, Rayville, Louisiana. I welcomed guests, told about Drug Court, and presented graduation certificates. I have no notes, transcript or recording. The address of the Richland Parish Courthouse is 708 Julia Street, Third Floor, Rayville, Louisiana 71269.

November 9, 2016: Moderator, Mock Trial, Rayville High School Honors Class, Richland Parish Courthouse, Rayville, Louisiana. I have no notes, transcript or recording. The address of the Richland Parish Courthouse is 708 Julia Street, Third Floor, Rayville, Louisiana 71269.

October 27, 2016: Moderator, Rural Courts Seminar, Louisiana District Judges Association, Alexandria, Louisiana. I welcomed the participants and introduced the speakers. I have no notes, transcript or recording. The address of Louisiana District Judges Association is 400 Royal Street, Suite 1190, New Orleans, Louisiana 70130.

August 28, 2016: Presenter, Report on Celebrate Recovery Honduras Mission, Richland Celebrate Recovery, Rayville, Louisiana. I discussed the June 25 – July 2, 2016 Honduras Mission trip and the work to maintain a Celebrate Recovery Program in Olanchito, Honduras. I have no notes, transcript or recording. The address of Richland Celebrate Recovery is 1306 North Louisa Street, Rayville, Louisiana 71269.

August 14, 2016: Presenter, Report on Celebrate Recovery Honduras Mission Trip, Richland Celebrate Recovery, Rayville, Louisiana. I discussed the June 25 – July 2, 2016 Honduras Mission trip and the work to maintain a Celebrate Recovery Program in Olanchito, Honduras. I have no notes, transcript or recording. The address of Richland Celebrate Recovery is 1306 North Louisa Street, Rayville, Louisiana 71269.

July 28, 2016: Speaker, "Spiritual Inventory Part I," Richland Celebrate Recovery, Rayville, Louisiana. I discussed the benefits of making a spiritual inventory. I have no notes, transcript or recording. The address of Richland Celebrate Recovery is 1306 North Louisa Street, Rayville, Louisiana 71269.

June 27, 2016: Presenter, "Maintaining a Celebrate Recovery Program," Honduras Celebrate Recovery, Olanchito, Honduras. I discussed with the Honduras Celebrate Recovery Group things to do to grow and maintain their program. I have no notes, transcript or recording. The address of Honduras Celebrate Recovery is Ministerio Iglesia Bautista Olanchito, Frente al parque deportivo Bella Vista, Olanchito, Honduras.

June 14, 2016: Presenter, Fifth Judicial District Juvenile Assistance Program, North Delta Meeting for Sheriffs of Northeast Louisiana, Monroe, Louisiana. Notes supplied.

June 9, 2016: Panelist, "Rural Court's Roundtable: Problems Particular to Rural Courts," 2016 LSBA 75th Annual Meeting & LSBA/LJC Joint Summer School, Destin, Florida. Handout supplied.

April 29, 2016: Moderator, Rayville High School's Honor Class Mock Trial, Richland Parish Courthouse, Rayville, Louisiana. Materials supplied.

February 17, 2016: Guest Speaker, "The Judicial System," Honors Class, Franklin Academy, Rayville, Louisiana. Notes supplied.

January 12, 2016: Guest Speaker, "The State and Federal Judicial Systems," Ninth Grade Civics Honors Class, Franklin Academy, Winnsboro, Louisiana. I used the same notes provided for my February 17, 2016 presentation.

December 18, 2015: Speaker, Receipt of the Citizen Lawyer Award, Louisiana State Bar Association, Rayville, Louisiana. I thanked the Louisiana State Bar Association for the award. I have no notes, transcript or recording. The address of the Louisiana State Bar Association is 601 St. Charles Avenue, New Orleans, Louisiana 70130.

December 3, 2015: Speaker, "Lesson 10 – Spiritual Inventory Part I," Richland Celebrate Recovery, Rayville, Louisiana. I discussed the benefits of making a spiritual inventory. I have no notes, transcript or recording. The address of Richland Celebrate Recovery is 1306 North Louisa Street, Rayville, Louisiana 71269.

November 8, 2015: Guest Speaker, "The Judicial System," Tenth and Eleventh Grade Honors Classes, Rayville High School, Rayville, Louisiana. Notes supplied.

November 5, 2015: Speaker and Moderator, Graduation Ceremony, Fifth District Adult Drug Court Graduation, Richland Parish Courthouse, Rayville, Louisiana. Notes supplied.

October 30, 2015: Moderator, Rural Courts Seminar, Louisiana District Judges Association, Alexandria, Louisiana. I welcomed the participants and introduced the speakers. I have no notes, transcript or recording. The address of the Louisiana District Judges Association is 400 Royal Street, Suite 1190, New Orleans, Louisiana 70130.

September 17, 2015: Speaker, Welcome Address, Richland Celebrate Recovery, Rayville, Louisiana. I welcomed guests and provided the opening announcements for this event. I have no notes, transcript or recording. The address of Richland Celebrate Recovery is 1306 North Louisa Street, Rayville, Louisiana 71269.

June 22, 2015: Speaker, General Information about a Celebrate Recovery Program, Richland Celebrate Recovery, Olancho, Honduras. Notes supplied.

June 11, 2015: Speaker, "Rural Courts Roundtable I: Problems Particular to Rural Courts" and "Rural Courts Roundtable II: Problems Particular to Rural Courts," 2015 LSBA Annual Meeting & LSBA/LJC Summer School, Destin, Florida. Outline supplied.

June 5, 2015: Moderator, Mock Trial, Richland Parish CSI Academy, Rayville, Louisiana. Materials supplied.

November 13, 2014: Speaker, Mentor Training For Judges, Louisiana District Judges Association Baton Rouge, Louisiana. I answered general questions and discussed mentor judge training. I have no notes, transcript or recording. The address of Louisiana District Judges Association is 400 Royal Street, Suite 1190, New Orleans, Louisiana 70130.

November 6, 2014: Moderator and Speaker, Graduation Ceremony, Fifth District

Drug Court Adult Drug Court, Rayville, Louisiana. I used the same notes provided for my November 8, 2015 presentation.

October 31, 2014: Moderator, Rural Courts Seminar, Louisiana District Judges Association, Alexandria, Louisiana. I introduced the speakers and participated in panel discussion about Drug Courts. I have no notes, transcript or recording. The address of Louisiana State Bar Association is 601 St. Charles Avenue, New Orleans, Louisiana 70130.

August 5, 2014: Presenter, "Starting a Celebrate Recovery Program," Richland Celebrate Recovery, Olanchito, Honduras. I discussed key issues in starting a Celebrate Recovery Program. I have no notes, transcript or recording. The address of Richland Celebrate Recovery is 1306 North Louisa Street, Rayville, Louisiana 71269.

June 10, 2014: Guest Speaker, Celebrate Recovery Graduation, Richland Parish Detention Center, Rayville, Louisiana. I offered encouragement and general information about being released from prison. I have no notes, transcript or recording. The address of the Richland Parish Detention Center is 474 Highway 15, Rayville, Louisiana 71269.

May 16, 2014: Guest Speaker, "Substance Abuse Issues," Winnsboro Rotary Club, Winnsboro, Louisiana. Notes supplied.

February 19, 2014: Guest Speaker, "Substance Abuse Issues," Mangham Junior High School, Mangham, Louisiana. I used the same notes provided for my May 16, 2014 presentation.

February 14, 2014: Guest Speaker, Celebrate Recovery Graduation, Richland Parish Detention Center, Rayville, Louisiana. I discussed the Drug Court Program and recognized graduates. I have no notes, transcript or recording. The address of the Richland Parish Detention Center is 474 Highway 15, Rayville, Louisiana 71269.

January 27, 2014: Speaker, "Starting a Celebrate Recovery Program" Richland Celebrate Recovery, Olanchito, Honduras. I discussed basics for starting and maintaining a Celebrate Recovery Program. I have no notes, transcript or recording. The address of Richland Celebrate Recovery is 1306 North Louisa Street, Rayville, Louisiana 71269.

January 3, 2014: Guest Speaker, "State and Federal Judicial Systems," Winnsboro Rotary Club, Winnsboro, Louisiana. I used the same notes provided for my February 17, 2016 presentation.

December 26, 2013: Guest Speaker, "Lesson 10 – Inventory," Richland Celebrate Recovery, Rayville, Louisiana. Notes supplied.

December 16, 2013: Presenter, General Information on Criminal Court Fund, Richland Parish Police Jury, Rayville, Louisiana. I discussed criminal court funding and the spending budget. I have no notes, transcript or recording. The address of the Richland Parish Police Jury is 708 Julia Street, Fourth Floor, Rayville, Louisiana 71269.

November 8, 2013: Presenter, Fifth Judicial District Juvenile Diversion Program, Northeast Louisiana Sheriff's Association, West Monroe, Louisiana. I discussed the proposed new juvenile drug testing program in the Fifth Judicial District, for early detection of juveniles in order to provide early substance abuse treatment. I have no notes, transcript or recording. The address of the Northeast Louisiana Sheriff's Association is 1175 Nicholson Drive, Baton Rouge, Louisiana 70802.

November 7, 2013: Moderator, Fifth District Adult Drug Court Graduation, Richland Parish Courthouse, Rayville, Louisiana. Notes supplied.

September 30, 2013: Moderator and Chairman, Richland Parish Security Meeting, Richland Parish Police Jury, Rayville, Louisiana. I discussed security issues for the Richland Parish Courthouse and possible solutions. I have no notes, transcript or recording. The address of Richland Parish Police Jury is 708 Julia Street, Fourth Floor, Rayville, Louisiana 71269.

September 5, 2013: Guest Speaker, Meeting, Louisiana State Bar Association, Monroe, Louisiana. I discussed upcoming plans for the Louisiana State Bar Association. I have no notes, transcript or recording. The address of the Louisiana State Bar Association is 601 St. Charles Avenue, New Orleans, Louisiana 70130.

July 1, 2013: Guest Speaker, "The U.S. Constitution and Bill of Rights," Rayville Elementary School, Rayville, Louisiana. Notes supplied.

April 30, 2013: Guest Speaker, "Fifth District Drug Court," Oak Grove Lions Club, Oak Grove, Louisiana. Notes supplied.

April 17, 2013: Presenter, CASA Graduation, CASA of Northeast Louisiana, Rayville, Louisiana. I swore in CASA graduates and explained the need for CASA to those attending the ceremony. I have no notes, transcript or recording. The address of CASA of Northeast Louisiana is 503 Walnut Street, Monroe, Louisiana 71201.

March 26, 2013: Observer, Tenth Judicial District Juvenile Drug Court, of

Natchitoches Parish, Natchitoches, Louisiana. I observed the Tenth Judicial District Juvenile Drug Court and asked questions about starting a juvenile drug court program in our district. I have no notes, transcript or recording. The address of the Natchitoches Parish Courthouse is P.O. Box 476, Natchitoches, Louisiana 71458.

March 22, 2013: Chairman, Richland Parish Security Committee Meeting, Richland Parish Police Jury, Rayville, Louisiana. I discussed the need for security at the Richland Parish Courthouse, as well as its cost. I have no notes, transcript or recording. The address of the Richland Parish Police Jury is 708 Julia Street, Fourth Floor, Rayville, Louisiana 71269.

February 14, 2013: Panelist, Richland Parish Safer Task Force Meeting, CASA of Northeast Louisiana, Rayville, Louisiana. I discussed actions to protect persons from domestic violence. I have no notes, transcript or recording. The address of CASA of Northeast Louisiana is 503 Walnut Street, Monroe, Louisiana 71201

January 7, 2013: Presenter, Criminal Court Fund, Richland Parish Police Jury, Rayville, Louisiana. I discussed spending and budget for the Fifth Judicial District Court Criminal Fund. I have no notes, transcript or recording. The address of the Richland Parish Police Jury is 708 Julia Street, Fourth Floor, Rayville, Louisiana 71269.

January 3, 2013: Presenter, "What To Do When You Get Out," Celebrate Recovery Inside, Richland Parish Detention Center, Rayville, Louisiana. I discussed with inmates what actions to take to increase their chances of success when released from prison. I have no notes, transcript or recording. The address of the Richland Parish Detention Center is 474 Highway 15, Rayville, Louisiana 71269.

November 15, 2012: Speaker and Presenter, Fifth Judicial District Adult Drug Court Graduation, Richland Parish Courthouse, Rayville, Louisiana. Notes supplied.

October 11, 2012: Presenter, Meeting, The Wellspring, Winnsboro, Louisiana. I discussed ways in which Wellspring can provide services to judges and attorneys. I have no notes, transcript or recording. The address of The Wellspring is 502 Prairie Street #B, Winnsboro, Louisiana 71295.

September 9, 2012: Speaker, "Richland Celebrate Recovery" Program, Delhi United Methodist Church, Delhi, Louisiana. I discussed how the Richland Celebrate Recovery program works with the church. I have no notes, transcript or recording. The address of Delhi United Methodist Church is 402 Main Street, Delhi, Louisiana 71232.

September 6, 2012: Presenter, CASA Graduation, CASA of Northeast Louisiana, Rayville, Louisiana. I discussed the importance of CASA to the judicial system. I have no notes, transcript or recording. The address of CASA of Northeast Louisiana is 503 Walnut Street, Monroe, Louisiana 71201.

June 28, 2012: Guest Speaker, "The Constitution and Declaration of Independence and Bill of Rights," Richland Parish Library, Rayville, Louisiana. Notes supplied.

May 17, 2012: Chairman, Richland Parish Security Committee Meeting, Richland Parish Police Jury. I discussed security issues for offices in the Richland Parish Courthouse. I have no notes, transcript or recording. The address of the Richland Parish Police Jury is 708 Julia Street, Fourth Floor, Rayville, Louisiana 71269.

March 19, 2012: Presenter, CASA Graduation, CASA of Northeast Louisiana, Rayville, Louisiana. I discussed the need for CASA in the judicial system. I have no notes, transcript or recording. The address of CASA of Northeast Louisiana is 503 Walnut Street, Monroe, Louisiana 71201.

January 11, 2012: Guest Speaker, Richland Celebrate Recovery Program, Palmetto Addiction Recovery Center, Rayville, Louisiana. I discussed the Celebrate Recovery program and invited patients to attend. I have no notes, transcript or recording. The address of the Palmetto Addiction Recovery Center is 86 Palmetto Road, Rayville, Louisiana 71269.

November 17, 2011: Speaker and Presenter, Fifth District Drug Court Graduation, Richland Parish Courthouse, Rayville, Louisiana. Notes supplied.

September 30, 2011: Guest Speaker, "State and Federal Judicial Systems," Winnsboro Rotary Club, Winnsboro, Louisiana. I used the same notes provided for my November 8, 2015 presentation.

September 16, 2011: Guest Speaker, "U.S. Constitution and Bill of Rights," Rayville Elementary School, Rayville, Louisiana. I used the same notes provided for my June 28, 2012 presentation.

August 11, 2011: Guest Speaker, "Inventory, Lesson 10," Richland Celebrate Recovery, Rayville, Louisiana. I used the same notes provided for my December 26, 2013 presentation.

May 13, 2011: Guest Speaker, "Substance Abuse Issues," Winnsboro Rotary Club, Winnsboro, Louisiana. I used the same notes provided for my May 16, 2014

presentation.

May 12, 2011: Speaker, Lt. Governor Jay Dardene Address to the Fifth Judicial District Drug Court, Richland Parish Courthouse, Rayville, Louisiana. I thanked Lt. Governor Dardene and explained the need for Drug Courts in Louisiana. I have no notes, transcript or recording. The address of the Richland Parish Courthouse is 708 Julia Street, Rayville, Louisiana 71269.

March 22, 2011: Guest Speaker, "Substance Abuse Issues," Rayville Kiwanis Club, Rayville, Louisiana. I used the same notes provided for my May 16, 2014 presentation.

November 18, 2010: Presenter and Moderator, Fifth District Drug Court Graduation, Richland Parish Courthouse, Rayville, Louisiana. I welcomed guests, told about Drug Court, and presented graduation certificates. I have no notes, transcript or recording. The address of the Richland Parish Courthouse is 708 Julia Street, Third Floor, Rayville, Louisiana 71269.

November 3, 2010: Guest Speaker, "Drug and Alcohol Issues," Rayville Junior High School, Rayville, Louisiana. I used the same notes provided for my May 16, 2014 presentation.

October 11, 2010: Presenter, CASA Graduation, CASA of Northeast Louisiana, Rayville, Louisiana. I explained the role of CASA in the judicial system. I have no notes, transcript or recording. The address of the CASA of Northeast Louisiana is 503 Walnut Street, Monroe, Louisiana 71201.

September 7, 2010: Guest Speaker, "U.S. Constitution and Bill of Rights," Oak Grove Lions Club, Oak Grove, Louisiana. I used the same notes provided for my July 1, 2013 presentation.

July 1, 2010: Presenter, Swearing-In Ceremony, Rayville Town Council, Rayville, Louisiana. I thanked the Rayville Town Council members for their work and swore them into office. I have no notes, transcript or recording. The address of the Rayville Town Council is 109 Benedette Street, Rayville, Louisiana 71269.

June 28, 2010: Presenter, CASA Graduation, CASA of Northeast Louisiana, Rayville, Louisiana. I explained the role of CASA in the judicial system. I have no notes, transcript or recording. The address of CASA of Northeast Louisiana is 503 Walnut Street, Monroe, Louisiana 71201.

May 13, 2010: Guest Speaker, "Why You Should Not Do Drugs," Riverfield Academy, Rayville, Louisiana. Notes supplied.

March 17, 2010: Guest Speaker, "The U.S. Constitution and Declaration of Independence," Rayville Junior High School, Rayville, Louisiana. I used the same notes provided for my July 1, 2013 presentation.

March 15, 2010: Guest Speaker, "The Declaration of Independence," Daughters of the American Revolution, Rayville, Louisiana. I discussed the history of the signing of the Declaration of Independence. I have no notes, transcript or recording. The address of the Daughters of the American Revolution is 1776 D Street Northwest, Washington, District of Columbia 20006.

January 6, 2010: Guest Speaker, "Why You Should Not Do Drugs," Rayville High School, Rayville, Louisiana. I used the same notes provided for my May 13, 2010 presentation.

December 3, 2009: Presenter and Moderator, Fifth Judicial District Adult Drug Court Graduation, Richland Parish Courthouse, Rayville, Louisiana. I welcomed guests, told about Drug Court, and presented graduation certificates. I have no notes, transcript or recording. The address of the Richland Parish Courthouse is 708 Julia Street, Third Floor, Rayville, Louisiana 71269.

September 16, 2009: Guest Speaker, "The U.S. Constitution and Declaration of Independence," Riverfield Junior High, Riverfield Academy, Rayville, Louisiana. I used the same notes provided for my July 1, 2013 presentation.

August 25, 2009: Presenter, CASA Graduation, CASA of Northeast Louisiana, Rayville, Louisiana. I swore in CASA graduates and explained the need for CASA. I have no notes, transcript or recording. The address of CASA of Northeast Louisiana is 503 Walnut Street, Monroe, Louisiana 71201.

June 14, 2009: Guest Speaker, "State and Federal Judicial Systems," Rayville Kiwanis Club, Rayville, Louisiana. I used the same notes provided for my February 17, 2016 presentation.

April 3, 2009: Moderator, Moot Court Trial for Riverfield Academy, Richland Parish Courthouse, Rayville, Louisiana. Materials supplied.

January 23, 2009: Speaker, "Domestic Abuse," The Wellspring, Winnsboro, Louisiana. I discussed domestic abuse issues in our area. I have no notes, transcript or recording. The address of The Wellspring is 502 Prairie Street #B, Winnsboro, Louisiana 71295.

January 8, 2009: Oath Administrator and Speaker, Swearing-In Ceremony of District Attorney William R. Coenen, Jr., and Assistant District Attorneys,

Richland Parish Courtroom, Rayville, Louisiana. I swore in the District Attorney and Assistant District Attorneys, and made general remarks regarding the criminal legal system. I have no notes, transcript or recording. The address of the Richland Parish Courthouse is 708 Julia Street, Rayville, Louisiana 71269.

January 2, 2009: Speaker, Swearing-In Ceremony of Richland Parish Ward 2 Constable Gordon Sorey, Richland Parish Courtroom, Rayville, Louisiana. I swore in Constable Sorey, and made general remarks about the role of a constable. I have no notes, transcript or recording. The address of the Richland Parish Courthouse is 708 North Julia Street, Suite 103, Rayville, Louisiana 71269.

June 19, 2008: Speaker, Judicial Campaign Announcement, Delhi, Louisiana. I announced that I was running for District Judge of the Fifth Judicial District. I have no notes, transcript, or recording. There was no sponsor for this event.

- e. List all interviews you have given to newspapers, magazines or other publications, or radio or television stations, providing the dates of these interviews and four (4) copies of the clips or transcripts of these interviews where they are available to you.

Chris Galford, *Louisiana State Bar Association Awards Judge Doughty for Dedication to Public Service*, Louisiana Record (Jan. 14, 2016). Copy supplied.

Justin Page, *Richland Parish Students Attend CSI Camp*, KNOE 8 News (Monroe, Louisiana) (June 5, 2015). Print copy supplied; video is available at <http://www.knoe.com/home/headlines/Students-Attend-CSI-Camp-306335741.html>.

Juvenile Drug Court Formed in Fifth Judicial District, District Attorney for the Fifth Judicial District of Louisiana (September 17, 2013). Copy supplied.

Officials Work to Get Youth Off Drugs, Richland Beacon-News (Rayville, Louisiana) (April 17, 2013). Copy supplied.

13. **Judicial Office:** State (chronologically) any judicial offices you have held, including positions as an administrative law judge, whether such position was elected or appointed, and a description of the jurisdiction of each such court.

From 2009 to present, I have served as a district judge for the Fifth Judicial District (Franklin, Richland, and West Carroll Parishes). In 2008, I ran for election and was elected to a six-year term, beginning January 1, 2009. In 2014, I ran for re-election and was elected to a second six-year term beginning January 1, 2015. I also served as the Chief Judge for the Fifth Judicial District from 2013 to 2014. The Fifth Judicial District is a court of general jurisdiction, and has original jurisdiction over criminal, civil and

juvenile cases.

- a. Approximately how many cases have you presided over that have gone to verdict or judgment?

I have presided over approximately 290 cases that have gone to verdict or judgment.

- i. Of these, approximately what percent were:

jury trials:	5%
bench trials:	95%
civil proceedings:	40%
criminal proceedings:	60%

- b. Provide citations for all opinions you have written, including concurrences and dissents.

I understand that this question is asking about written opinions that have been published. As a district court judge, my written opinions are filed into the record in the parish where the suit record is located. I have written approximately 200 written opinions, in addition to numerous oral rulings. Since I am not an appellate judge, I have not written any opinions that have been published. Only one of my written decisions appears on Westlaw: Credit, et al. v. Richland Parish School Board et al., No. 41,549A, 2010 WL 8759525.

- c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature the case; (2) the outcome of the case; (3) the name and contact information for counsel who had a significant role in the trial of the case; and (3) the citation of the case (if reported) or the docket number and a copy of the opinion or judgment (if not reported).

1. State of Louisiana v. Long, Jr. et al., No. F-2010-152, aff'd, 154 So.3d 799 (La. 2d Cir. 2014), writ denied, 173 So.3d 1166 (La. 2015).

On September 11, 2010, the defendant, Mr. Long, Jr., along with two other co-defendants, broke into the home of Mr. and Mrs. Coenen near Rayville, Louisiana. Mrs. Coenen heard a noise and called 911. Officer Alexander of the Rayville Police Department was the first to arrive. As he approached the bedroom, Mr. Long, Jr. jumped out of the closet brandishing a handgun and shot Officer Alexander three times in the torso, resulting in his death. Mr. Long was charged with first degree murder and the District Attorney's office gave notice of intent to seek the death penalty.

Eventually the venue was moved from Richland Parish to Ouachita Parish where the case was set to go to trial during March, 2013, as a death penalty case. On January 13, 2013, Mr. Long withdrew his not guilty plea and pled guilty to first degree murder, without the death penalty. He reserved his right to appeal the trial court's denial of this motion to suppress the eyewitness identification pursuant to State v Crosby, 338 So.2d 584 (La. 1976).

On December 17, 2014, the Louisiana Second Circuit Court of Appeal upheld the conviction. Writs taken by Mr. Long to the Supreme Court of Louisiana were denied, affirming the life sentence. The case was a death penalty case until the plea, and involved numerous motions and hearings. Copies of written rulings in the case are supplied.

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2. State of Louisiana v. Morgan, No. 2007-422F, aff'd, 34 So.3d 1127 (La. 2d Cir. 2010), writ denied, 63 So.3d 992 (La. 2011).

Three older women were raped by an unknown suspect on May 28, 1995, on September 24, 2000 and on September 7, 2003. After each incident, victims were taken to a hospital where sperm was obtained as evidence. It was not until 2003 until the North Louisiana Crime Lab was able to connect all three of these rapes to the same unknown suspect. The case remained unsolved until April 4, 2007, when the crime lab alerted the Franklin Parish Sheriff's Department they had a CODIS match of the DNA evidence submitted. The match was to Mr. Morgan, the defendant, who was indicted for three counts of aggravated rape. At the time of trial, two of the victims had died, and only one of the victims was alive. The case went to trial on June 2, 2009. At the end of the trial on June 5, 2009, the jurors found Mr. Morgan guilty of all three counts of aggravated rape. Mr. Morgan was sentenced to three consecutive life sentences without benefit of parole, probation or suspension of sentence. Due to the death of two of the victims, the trial involved very unusual confrontation issues under Crawford v. Washington, 541 U.S. 36 (2004). Mr. Morgan appealed the case, and it was affirmed by the Louisiana Second Circuit Court of Appeal on April 14, 2010. Writs were denied to the Supreme Court of Louisiana on May 27, 2011. A copy of my trial court ruling is supplied.

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3. Credit, et al. v. Richland Parish School Board, et al., No. 41,549A, rev'd, 92 So.3d 1175 (La. 2d Cir. 2012), rev'd in part, 85 So.3d 669 (La. 2011), on remand, 92 So.3d 1175 (La. 2d Cir. 2012).

Ms. Credit filed a suit against the Richland Parish School Board for the death of her child as a result of an incident in 2009 where her daughter was pushed by another student at Rayville High School under a school bus. In addition to other defendants, the plaintiff also named numerous employees of the Richland Parish School Board, alleging negligence on their behalf in properly supervising the area where the incident occurred.

The school employees, on the basis of La. R.S. 17:439, filed an exception of no cause of action. This statute limited the civil liability of school employees for alleged negligence during school events and activities. Based on the wording of the statute, I granted the exception of no cause of action as to the school employees. The plaintiff appealed and on May 23, 2012, the Second Circuit Court of Appeal reversed, reinstating the plaintiff's cause of action against the school employees.

On July 1, 2011, the Supreme Court of Louisiana granted writs in regard to the Court of Appeal decision. On March 13, 2012, the Supreme Court of Louisiana reversed the Court of Appeal's ruling, except as to the bus driver. The remaining portion of the case is still pending at this time. A copy of my trial court ruling is supplied.

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4. State of Louisiana v. Turner, No. F-2007-060, aff'd, 32 So.3d 277 (La. 2d Cir. 2010), writ denied, 61 So. 3d 657 (La. 2011).

On June 10, 2007, at the Teen Center in Oak Grove, Louisiana, a fight broke out during a birthday party. Multiple shooters began to fire gunshots into a crowd of exiting guests. Four victims sustained a total of ten gunshot wounds. Mr. Turner was identified by several witnesses as one of the shooters. He was charged with attempted first degree murder and possession of a firearm by a convicted felon. After a four-day trial in February 2009, the jury found Mr. Turner guilty as charged.

Due to a prior conviction for aggravated battery in 1999, the State filed a motion to have Mr. Turner sentenced as a habitual offender. On April 29, 2009, Mr. Turner was found to be a habitual offender and was sentenced to 45 years at hard labor on the charge of attempted first degree murder and 15 years at hard labor for the charge of possession of a firearm by a convicted felon, to run concurrently with each other. The defendant appealed his conviction based on sufficiency of the evidence, that the State failed to disclose exculpatory evidence and, that the photographic lineup was improper and based on errors in the habitual offender proceeding. On February 3, 2010, the Second Circuit Court of Appeal affirmed the conviction. Writs were taken by the defendant to the Supreme Court of Louisiana, and writs were denied on March 25, 2011. A copy of my trial court ruling is supplied.

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5. K. Malone v. J. Malone, Jr., Nos. 41,729-A & 41,786-A, 787-A, & 788-A, aff'd, 77 So.3d 1040 (La. 2d Cir. 2011).

This case involved extensive litigation between two brothers, K. Malone and J. Malone, Jr., who were the primary shareholders of Winnsboro Equipment, Inc. The father and mother, during their lives, transferred all but two shares of stock equally to the Malone brothers. Out of a total of 1,700 outstanding shares of stock, there were two shares remaining owned by their parents. Their father died in September, 2007 and his share of stock was inherited by the two brothers, one-half each. The only remaining share of stock was owned by the Malone brothers' mother. The mother sought to donate her one share of stock equally to her two sons. This was done by way of an act of donation which was signed by all three parties. However, the act of donation was neither dated nor notarized.

When the two brothers became at odds about running the business, the question whether their mother's donation was valid became a major issue. After a trial in regard to this issue, I found that the donation was invalid and that the donation of the one share of stock was still owned by the mother. The matter was appealed to the Louisiana Second Circuit Court of Appeal, which affirmed the decision on November 2, 2011. In addition to this decision, other written rulings to other issues that developed in this suit are supplied.

Hearings with regard to the matter were heard on January 6, 2011, on August 23, 2012, and on October 22, 2012. Prior to a full trial in the case, the parties settled

the matter with J. Malone, Jr. buying out K. Malone's interest in the business.

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6. Sullivan v. ANPAC Louisiana Ins. Co., et al., No. 42,705A, Richland Parish.

This case involved an injury by Ms. Sullivan at the Lockeby residence on March 18, 2011. Ms. Sullivan allegedly tripped over a concrete step at the residence. The defendants filed a motion for summary judgment on April 17, 2013. I denied the motion for summary judgment, determining whether the step at issue was an "open and obvious" hazard was a factual issue which must be determined at trial. The matter went to trial in Richland Parish on August 18, 2014, as a three-day jury trial. After the trial, the jury found in favor of the defendants, dismissing the suit. A copy of the pretrial ruling is supplied.

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7. State of Louisiana v. Reese, No. F-2013-4, aff'd, 166 So.3d 1175 (La. 2d Cir. 2015), writ denied, 192 So.3d 760 (La. 2016).

Mr. Reese was indicted by a grand jury for second degree murder of Mr. Johnson and conspiracy to commit armed robbery of Mr. Johnson on December 16, 2012. Mr. Reese and Mr. Reynolds formulated a plan to steal marijuana from Mr. Johnson using a handgun and two masks. The parties entered Mr. Johnson's apartment through the back door. Mr. Reese fired two gunshots during a struggle, and Mr. Johnson died as a result of the gunshots. The two masks were found at the scene of the crime and one matched Mr. Reese's DNA. Also, several witnesses identified Mr. Reese and Mr. Reynolds as the culprits. Mr. Reynolds pled guilty to a lesser charge and agreed to testify against Mr. Reese.

Initially a jury trial against Mr. Reese commenced on May 5, 2014. After the trial began, Mr. Reese agreed to the State of Louisiana's plea agreement where he would plead guilty to reduced charges of manslaughter and conspiracy to commit armed robbery. After a pre-sentence investigation was ordered and a sentencing hearing was conducted, Mr. Reese was sentenced to 40 years at hard labor on the manslaughter conviction, and 35 years on the conspiracy to commit armed robbery, consecutively to each other. Mr. Reese appealed the sentence and on May 20, 2015, the Louisiana Second Circuit Court of Appeal affirmed the conviction and sentence. Writs were denied by the Supreme Court of Louisiana on June 3, 2016.

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8. K. Thames v. C. Thames, No. 26,533A & C. Thames v. K. Thames, et al., No. 29,804A, West Carroll Parish, aff'd, 196 So.3d 653 (La. 2d Cir. 2016).

This matter involved a complicated and extended community property partition. K. Thames had numerous businesses, some which were community and some which were separate. The case involved determining whether assets were community or separate and the value thereof.

C. Thames (the former wife of K. Thames) filed a supplemental petition which also named as defendants in this partition proceeding, several banks that had made loans to K. Thames during the marriage. C. Thames alleged that the banks had conspired with K. Thames to deprive her of assets. After numerous motions and hearings were had, I severed the claims against the banks from the partition proceeding. In the conspiracy suit by C. Thames against K. Thames and his banks, one of the banks, Capital One, NA, filed a motion for summary judgment alleging that C. Thames was unable to prove a conspiracy existed between K. Thames and Capital One. After a hearing, pursuant to reasons for judgment dated August 4, 2016, I agreed with Capital One, dismissing the claim against Capital One, determining that summary judgment was appropriate as there were no facts to show a conspiracy existed between the parties. This issue was appealed by C. Thames and on May 18, 2016, the Louisiana Second Circuit Court of Appeal affirmed the decision.

In the meantime, the trial commenced with regard to the remaining partition claim between K. Thames and C. Thames. The trial lasted five days over the course of 2014 and 2015. Pursuant to written reasons for judgment on December 3, 2015, I allocated \$599,228 of assets to K. Thames and allocated \$265,908 of assets to C. Thames, ordering K. Thames an equalizing payment to C. Thames in the amount of \$166,600. A motion for appeal was filed by C. Thames with regard to the ruling. A motion to dismiss the appeal was filed by K. Thames as C. Thames failed to pay the cost required for the appeal. On August 4, 2016, I signed an order dismissing C. Thames' appeal.

Copies of my decisions on partial summary judgment and judgment in the partition proceeding are supplied.

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9. State of Louisiana v. Smith, No. 2009-F-069, aff'd, 110 So.3d 628 (La. 2d Cir. 2013).

During the night on October 14, 2008, the defendant Mr. Smith, along with others, went to the home of Ms. Christmas and poured gasoline on her vehicle, which was parked under a wooden carport attached to her house. After the gasoline was ignited, the fire spread from the vehicle to the house where the owner of the vehicle and six others were asleep. As a result of the fire, a child and two teenagers died.

Mr. Smith was charged with three counts of second degree murder. After the trial began, the State of Louisiana and the defendant reached a plea agreement in which the charges would be reduced to three counts of manslaughter in exchange for the defendant's plea. There was an agreed upon sentencing cap of 30 years on each count and the sentences were to run concurrently.

After a pre-sentence investigation, Mr. Smith was sentenced to 30 years at hard labor on each count to run concurrently. Mr. Smith appealed his decision and on February 27, 2013, the Louisiana Second Circuit of Appeal affirmed the sentences, finding that they were not excessive. A copy of the pre-trial ruling is supplied.

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10. State of Louisiana v. Clark, No. F-2000-329, aff'd, 851 So.2d 1055 (La. 2003).

A West Carroll Parish grand jury indicted Mr. Clark for two counts of first degree murder as the result of the murder of Ms. Anderson and Mr. Clark's eight-year-old biological child. Mr. Clark was alleged to have beaten, strangled and stabbed Ms. Anderson in her home and then taken his biological daughter to Richland Parish where he raped her and shot her. The venue was moved to Richland Parish and the matter was tried before a jury beginning October 29, 2001. The jury found Mr. Clark guilty of two counts of first degree murder on November 8, 2001. The penalty stage of the proceeding began on November 9, 2001 and the jury returned with two verdicts of death based on five aggravating circumstances as to each victim. This matter was appealed to the Supreme Court of Louisiana, and the convictions were affirmed on June 27, 2003.

I was not involved in the trial of this case, however, I am now involved in the case on an application for post-conviction relief that has been filed on behalf of Mr. Clark. Mr. Clark's application lists 26 claims for relief. I became involved in this case after the retirement of Judge E. Rudolph McIntyre, Jr. and the recusal of the successor judge on February 3, 2016.

Copies of the rulings that I have made with regard to this case are supplied. I determined that there was a need for an evidentiary hearing on five of the 26

issues claimed by Mr. Clark. An evidentiary hearing has been scheduled in the above proceeding beginning May 1, 2017.

A writ application has been made in this proceeding by Mr. Clark with regard to the alleged errors that have been decided on the basis of the record. As of the present date, that writ application has not yet been ruled on the Supreme Court of Louisiana.

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- d. For each of the 10 most significant opinions you have written, provide: (1) citations for those decisions that were published; (2) a copy of those decisions that

were not published: and (3) the names and contact information for the attorneys who played a significant role in the case.

1. Marzell, et al. v. Charlyn Enterprises, LLC, et al., No. 42,042A, Franklin Parish. Written reasons for granting American Safety Indemnity Company's motion for summary judgment are supplied. This matter was appealed to the Louisiana Second Circuit Court of Appeal and the appeal was affirmed on February 15, 2017 in Marzell, et al v. Charlyn Enterprises, LLC, et al 2017 WL603974 (2d Cir. 2017).

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2. Thompson v. Mangham Home Care, Inc., et al., No. 42,470-A, Franklin Parish, aff'd, 198 So.3d 221 (La. 2d Cir. July 14, 2016). A copy of my written reasons for judgment is supplied. A writ application by the defendant to the Supreme Court of Louisiana was denied on November 15, 2016, 209 So.3d 781 (La. 2016).

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3. Carter, et ux v. First South Farm Credit, ACA, et al., No. 42,791-A, aff'd, 161 So.3d 928 (La. 2d Cir. 2015), writ denied, 178 So. 3d 151 (La. 2015), writ denied, 136 S. Ct. 1199 (2016). A copy of the written reasons for judgment is supplied.

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4. Aymond, et al. v. Citizens Progressive Bank, No. 43,818A, Franklin Parish. A copy of the written reasons for judgment is supplied. This matter was decided by the Louisiana Second Circuit Court of Appeal on September 16, 2016, by partially affirming and partially reversing a portion of the judgment. 206 So.3d 330 (2d Cir 2016), rehearing denied on November 10, 2016.

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5. Bishop, et ux v. Eskew, No. 41,708A Franklin Parish. Copies of written reasons for judgment are supplied.

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6. Broussard, et ux v. Wallace, Jr., No. 42,192A, Franklin Parish. A copy of the written reasons for judgment is supplied.

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7. King v. Franklin Parish Medical Center, et al., No. 40,799A, Franklin Parish. A copy of my written reasons for judgment is supplied.

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8. Hawthorne, et al. v. EST, LLC, et al., No. 41,943A, writ denied, 46,960-CW (La. 2d Cir. Oct. 20, 2011), writ denied, 76 So.3d 1185 (La. 2011). A copy of my written reasons for judgment is supplied.

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9. Sattler, et ux v. Safeco Ins. Co. of Am., No. 28,707-A, West Carroll Parish. A copy of my written reasons for judgment is supplied.

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10. Buffin, et al. v. Dumas, et al., No. 29,787A, West Carroll Parish. A copy of my written reasons for judgment is supplied.

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e. Provide a list of all cases in which certiorari was requested or granted.

It is my understanding that this question only refers to case in which certiorari was requested or granted by the United States Supreme Court. I have had one case in which a writ was denied or granted to the United States Supreme Court.

Carter, et ux v. First South Farm Credit, ACA, et al., No. 42,791-A, aff'd, 161 So.3d 928 (La. 2d Cir. 2015), writ denied, 178 So. 3d 151 (La. 2015), writ denied, 136 S. Ct. 1199 (2016).

I have had a total of 65 cases in state court in which writs were denied by the Louisiana Second Circuit Court of Appeal or the Supreme Court of Louisiana.

f. Provide a brief summary of and citations for all of your opinions where your decisions were reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If any of the opinions listed were not officially reported, provide copies of the opinions.

Of the 33 appeals (not counting writ applications) that have been ruled on by appellate courts, only two were partially reversed.

In Credit, et al. v. Richland Parish School Board et al., No. 41,549A, Ms. Credit brought suit against the Richland Parish School Board and various other teachers and school employees as result of the death of her child. The child had been pushed under a school bus by another student at Rayville High School as buses were picking up students at the end of the day. Based on a Louisiana statute that prohibits a cause of action against school employees for certain negligent acts while engaged in school activities, I granted an exception of no cause of action as to the individual defendants. 2010 WL 8759525. The plaintiffs appealed and the Louisiana Second Circuit Court of Appeal reversed, finding that the statute created a qualified immunity from liability for school board employees for negligent acts of “commission” but not for negligent acts of “omission.” 61 So.3d 861 (La. 2d Cir. 2011). Subsequently, the Supreme Court of Louisiana granted certiorari and reversed most of the Second Circuit Court of Appeal’s ruling. 85 So.3d 669 (La. 2012). The Supreme Court did leave intact a reversal of the trial court’s granting of the exception of no cause of action as to the bus driver, as there was specific language in the statute which did allow a suit directly against a bus driver. However, the Supreme Court reinstated my granting of the exception of no cause of action as to the remaining defendants.

In Aymond, et al v Citizens Progressive Bank, No. 43,818A, Franklin Parish, the case involved the granting of an Exception of No Right of Action in favor of Citizen’s Progressive Bank in a suit for damages by numerous farm entities as the result of a crop loan. I found there was no right of action by William Kyle Aymond, Thad Herron, KT Farms Partnership II, KT Planting Partnership, Ruby-Jane, LLC, Pecan Brake, LLC, South Franklin Investments, LLC and Thad Kyle Investments, LLC as the parties were not makers of the loan and the loan documents did not provide language benefitting the entities as third party beneficiaries. Written decision supplied. The Louisiana Second Circuit Court of Appeal affirmed my ruling as to William Kyle Aymond, Thad Herron, KT Farms Partnership, KT Planting Partnership, Ruby-Jane, LLC, Pecan Brake, LLC and South Franklin Investments. The Second Circuit Court of Appeal reversed my ruling as to KT Farms Partnership, II and Thad Kyle Investments, LLC, finding the loan documents provided language which benefitted those entities, creating a “stipulation pour autrui.” 206 So.3d 330 (La. 2d Cir. 2016).

- g. Provide a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored.

As a district court judge, I do not issue unpublished decisions. However, any decision rendered in a case involving juveniles under the age of 17 years of age and any cases involving the State of Louisiana, Department of Children and Family Services are confidential except by court order. All other decisions made

are available to the public to view. All of these files that are confidential would be found in the clerk of court's office where the suit is file.

This court estimates that approximately 5% of its cases are cases involving juveniles and cases involving the State of Louisiana, Department of Children And Family Services. Therefore, approximately 95% of the opinions issued are public record.

- h. Provide citations for significant opinions on federal or state constitutional issues together with the citation to appellate court rulings on such opinions. If any of the opinions listed were not officially reported, provide copies of the opinions.

State of Louisiana v. Clark, No. F2000-329, aff'd, 851 So.2d 1055 (La. 2003).
Written reasons have been previously supplied in response to Question 13c.

State of Louisiana v. Long, Jr., No. F2010-152, aff'd, 154 So.3d 799 (La. 2d Cir. 2014), writ denied, 173 So.3d 1166 (La. 2015). Written reasons are supplied.

State of Louisiana v. Jiles, No. F2011-22, aff'd, 104 So.3d 27 (La. 2d Cir. 2012), writ granted for sole purpose of transmitting application for post-conviction relief to the district court for its consideration, 109 So.3d 372 (La. 2013). Written reasons are supplied.

State of Louisiana v. Williamson, Jr., Nos. 2008-468F & 2008-469M, aff'd, 62 So.3d 869 (La. 2d Cir. 2011), writ denied, 75 So. 3d 922 (La. 2011). Written reasons are supplied.

State of Louisiana v. Mobley, Nos. 2004-527F & 2009-378F. Written reasons are supplied.

State of Louisiana v. Bingham, No. 2004F-637, writ denied, No. 46,938-KH (La. 2d Cir. Nov. 11, 2011), writ denied, 90 So.2d 1057 (La. 2012), writ denied, 95 So.3d 1066 (La. 2012). Written reasons are supplied.

State of Louisiana v. Smith, No. 2009-F-069, aff'd, 110 So.3d 628 (La. 2d Cir. 2013). Written reasons have been previously supplied in response to Question 13c.

State of Louisiana v. Walker, No. F2010-152. Written reasons are supplied.

State of Louisiana v. Caston, No. F-2006-188, aff'd, 996 So.2d 480 (La. 2d Cir. 2008). Written reasons are supplied.

State of Louisiana v. Turner, No. 2007-060, aff'd, 32 So.3d 277 (La. 2d Cir.

2010), writ denied, 61 So.3d 657 (La. 2011). Written reasons are supplied.

State of Louisiana v. Morgan, aff'd, 34 So.3d 1127 (La. 2d Cir. 2010), writ denied, 63 So.3d 992 (La. 2011). Written reasons have been previously supplied in response to Question 13c.

State of Louisiana v. Griffin, No. F2011-44, writ denied, 48990-KH (La. 2d Cir. Dec. 5, 2013), writ denied, 149 So.3d 791 (La. 2014). Written reasons are supplied.

- i. Provide citations to all cases in which you sat by designation on a federal court of appeals, including a brief summary of any opinions you authored, whether majority, dissenting, or concurring, and any dissenting opinions you joined.

I have never served by designation on a federal court of appeals.

14. **Recusal:** If you are or have been a judge, identify the basis by which you have assessed the necessity or propriety of recusal (If your court employs an "automatic" recusal system by which you may be recused without your knowledge, please include a general description of that system.) Provide a list of any cases, motions or matters that have an asserted conflict of interest or in which you have recused yourself sua sponte. Identify each such case, and for each provide the following information:

- a. whether your recusal was requested by a motion or other suggestion by a litigant or a party to the proceeding or by any other person or interested party; or if you recused yourself sua sponte;
- b. a brief description of the asserted conflict of interest or other ground for recusal
- c. the procedure you followed in determining whether or not to recuse yourself;
- d. your reason for recusing or declining to recuse yourself, including any action taken to remove the real, apparent or asserted conflict of interest or to cure any other ground for recusal.

Being a district judge in the state of Louisiana, I am by the Louisiana Code of Judicial Conduct and also by Louisiana Code of Criminal Procedure Article 671 in criminal cases and Louisiana Code of Civil Procedure Articles 151 and 152 with regard to civil cases. There are certain mandatory grounds for recusal for which I must recuse myself automatically. I review each case individually to determine whether recusal is needed. The cases I recuse myself on in every occasion are any cases involving Cotton, Bolton, Hoychick & Doughty, in which my brother, David P. Doughty, is a partner. I also immediately recuse myself on cases in which I previously was involved as a private attorney. All other cases

are reviewed on case-by-case basis. If I have a case in which I have a potential recusal issue, I notify the attorneys of the issue so they may determine whether to file a motion to recuse. I have listed the following cases by parish in which I was recused during the time I have been a district judge from 2009 to present:

Franklin Parish:

Crop Production Services, Inc. v. Lyles, No. 40,995A. I recused myself automatically as my brother, David P. Doughty, had filed the suit on behalf of the petitioner in the case.

Succession of Traylor, No. 41,291A. In this case, I recused myself due to the involvement in the case of Justice Chet D. Traylor, who had been a previous district judge in the Fifth Judicial District Court. Due to my friendship with him, I felt it was necessary to have another judge review this matter. I was also close friends with the children of the decedent in the succession.

Johns v. Hodges, No. 41,295C. I recused myself because my wife was a first cousin of one of the parties. Although no motion was filed to recuse me by the attorneys, I did talk with the attorneys in this case to determine whether they felt this was a conflict. The cousin had actually talked to my wife (unbeknownst to me) about this situation and I felt it best to recuse myself due to the perceived conflict.

Guidry v. Crum, et al., No. 41,397A. I recused myself automatically as my brother, David P. Doughty, represented a party in this case.

Interdiction of Calhoun, Jr., No. 41,445A. I recused myself automatically as my brother, David P. Doughty, had filed the suit.

Coleman, et ux v. Louisiana Farm Bureau Casualty Ins. Co., et al., No. 41,582A. I recused myself automatically as my brother, David P. Doughty, represented a party in this case.

Ag Resource Management v. Jones, No. 42,417A. I recused myself automatically as my brother, David P. Doughty, filed the suit on behalf of the petitioner.

Ezell, Jr. v. Cheek, No. 42,651A. I recused myself in this case by my own motion due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty, is partner in Cotton, Bolton, Hoychick & Doughty.

State Farm Mut. Auto. Ins. Co. v. Long, Inc., No. 42,924A. I recused myself in

this case by my own motion due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty is a partner in Cotton, Bolton, Hoychick & Doughty.

Holloway v. Turner, et al., No. 42,919A. I recused myself in this case by my own motion due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty is a partner in Cotton, Bolton, Hoychick & Doughty.

Maxwell Hardware & Lumber v. Killien Properties, Inc., No. 43,589A. I recused myself automatically as my brother, David P. Doughty, filed the suit on behalf of the petitioner.

Robert W. Levingston v. S. Farm Bureau Casualty Ins. Co., no 43,623A. I recused myself by my own motion in this case due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty, is a partner in Cotton, Bolton, Hoychick & Doughty.

Succession of Hitt, No. 42,286. I recused myself in this case due to Cotton, Bolton, Hoychick & Doughty's filing the petition in this case. My brother, David P. Doughty is a partner in Cotton, Bolton, Hoychick & Doughty.

Richland Parish:

Wyatt v. Stephens, No. 43,554A. I recused myself in this case by my own motion due to family relationships between myself and the defendant, Leigh Ann Stephens, to avoid the appearance of impropriety.

Stowe v. Jordan, No. 44,771A. After disclosure of a prior business relationship between myself and one of the defendants, the petitioners filed a motion to recuse me. I voluntarily recused myself to avoid the appearance of impropriety.

Woodlace Farm, Inc., v. Williams, No. 44,045. I recused myself in this case by my own motion due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty is a partner in Cotton, Bolton, Hoychick & Doughty.

Gibbens v. Walters, No. 43,394. After talking with the attorneys in this case, due to my friendship and church attendance with the defendant, I recused myself by my own motion in this case to avoid the appearance of impropriety.

In the Matter of Succession of Gibson, No. 8734. I recused myself in this case by my own motion due to Cotton, Bolton, Hoychick & Doughty's filing of this matter. My brother, David P. Doughty is a partner in Cotton, Bolton, Hoychick

& Doughty.

Stephens, et al. v. Davis, et al., No. 44,519. After talking with the attorneys in this case, and after an oral motion by the attorney for the defendant in this case, I recused myself due to my wife having a business relationship with one of the petitioners in this case.

Deerfield Nursing & Rehab v. Rundell, et ux, No. 44,291. I recused myself in this case by my own motion due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty is a partner in Cotton, Bolton, Hoychick & Doughty.

Protective Services, Inc. v. Mercer, LLC, No. 43,038. I recused myself in this case by my own motion due Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty is a partner in Cotton, Bolton, Hoychick & Doughty.

Discover Bank v. Morgan, No. 42,290. After talking with the attorneys in this matter, I recused myself of my own motion due to the fact that the defendant was a former client of mine that I had represented for numerous years prior to becoming a judge.

Upshaw v. Waller, No. 42,339. After talking with the parties in this case, due to my former law firm, Cotton, Bolton, Hoychick & Doughty previously representing one of the parties in this case, I recused myself of my own motion to avoid the appearance of impropriety.

McCarthy, et al. v. Evolution Petroleum, Inc., No. 42,418. At a pretrial conference in this case, the attorney for the defendant had asked that I recuse myself in this matter due to my brother, David P. Doughty, having represented one of the parties in the case prior to the lawsuit being filed. Although my brother was not involved as representing one of the parties in this specific proceeding, my brother had discussed with one of the parties the specific facts of this case. Therefore, I recused myself in this matter.

Mullins v. Mullins, No. 42,507. After talking with the attorneys in this case, I recused myself due to the petitioner's mother being best friends with my court reporter, who I ride to court with in Franklin and West Carroll Parishes. The petitioner's mother had divulged to my court reporter many of the facts of this situation. Although I was not informed of what had occurred, I recused myself on my own motion to avoid the appearance of impropriety.

Pylant v. Walker, et al., No. 42,924. I recused myself by my own motion in this case due to Cotton, Bolton, Hoychick & Doughty's representation of a party in

this case. My brother, David P. Doughty, is a partner in Cotton, Bolton, Hoychick & Doughty.

Johnson v. Johnson, No. 41,089. I recused myself of my own motion in this case. I had only been a judge for a few months and my former law firm, Cotton, Bolton, Hoychick & Doughty, had represented the petitioner in a transfer of property while I was practicing as an attorney with Cotton, Bolton, Hoychick & Doughty. The matter involved a community property settlement and involved the property at issue. I recused myself based on the appearance of impropriety.

Horcher v. Richland Parish Police Jury, No. 41,405. I recused myself by my own motion in this case due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty, is a partner in Cotton, Bolton, Hoychick & Doughty.

Crawford v. Hill, III, No. 44,742. I recused myself in this case on my own motion due to my brother, David P. Doughty, representing the defendant in this case.

In the Interest of DelRio, No. J-2013-48. In this matter filed by the Louisiana Department of Children and Family Services, a potential adoptive parent and the foster parent of a minor child in this proceeding was the child of a neighbor that lived very close to my home. One of the issues in this case was to determine whether the child should go back to the child's mother or have the parents' rights terminated to allow adoption by the foster parent. After discussing this with the attorneys in this case, the State of Louisiana, Department of Children and Family Services requested that I recuse myself in this case.

Robinson, Sr. v. Franks, et al., No. 44,365. I recused myself by my own motion in this case due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty, is a partner in Cotton, Bolton, Hoychick & Doughty.

Jackson v. Richardson Medical Center, No. 44,048. I recused myself by my own motion in this case due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty, is a partner in Cotton, Bolton, Hoychick & Doughty.

State of Louisiana v. Allen, No. F-2014-223. I recused myself by my own motion in the case due to my friendship with the defendant, who had been an investigator for the Richland Parish Sheriff's Office at the time of the offense.

State of Louisiana v. McGraw, Nos. 53,783 & 53,725. I recused myself by my own motion in this case as I had represented the State of Louisiana in post-

conviction relief proceedings file by the defendant when I was an Assistant District Attorney. Mr. McGraw filed additional post-conviction relief proceedings which required my recusal, as I had represented the State of Louisiana against him previously.

State of Louisiana v. Hill, No. 51,729. I recused myself by my own motion in this case due to the fact that I had represented the State of Louisiana in post-conviction relief proceedings against the defendant while I was an Assistant District Attorney. Mr. Hill filed additional pleadings and also filed a motion that I recuse myself since I was now assigned this case.

State of Louisiana v. Grubbs, No. F-2009-216. After talking with the attorneys in this case, I recused myself by my own motion due to my former law firm, Cotton, Bolton, Hoychick & Doughty previously representing the victim in a claim against Mr. Grubbs relating to the crime at issue in this proceeding. My brother, David P. Doughty, is a partner in Cotton, Bolton, Hoychick & Doughty, my former law firm, and believed I needed to be recused to avoid the appearance of impropriety in this matter.

West Carroll Parish:

Cowden, et al. v. West Carroll Parish School Board, No. 30,048. I recused myself by my own motion in this case due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty, is a partner in Cotton, Bolton, Hoychick & Doughty.

Richland State Bank v. Meziere, et al., No. 30,329. I recused myself by my own motion in this case as my brother, David P. Doughty, filed the suit on behalf of the petitioner in this proceeding.

Crop Production Services, Inc., v. Siana Corporation, No. 29,252. I recused myself by my own motion in this case due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty, is a partner in Cotton, Bolton, Hoychick & Doughty.

McCullough, et al., v. State of Louisiana, Department of Transportation and Development, No. 28,988. I recused myself by my own motion in this case due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty, is a partner in Cotton, Bolton, Hoychick & Doughty.

Tubbs, et al. v. Riceland Seed Company, et al., No. 28,766. I recused myself by my own motion in this case due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty, is a partner in Cotton, Bolton, Hoychick & Doughty.

Crop Production Services, Inc. v. Allen, Sr., No. 29,342. I recused myself by my own motion in this case due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty, is a partner in Cotton, Bolton, Hoychick & Doughty.

Crop Production Services, Inc. v. Boutwell, No. 29,764. I recused myself by my own motion in this case due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty, is a partner in Cotton, Bolton, Hoychick & Doughty.

Costello v. Costello, No. 29,730. The defendant filed a motion to recuse me in this personal injury case. In a prior custody and child support proceeding between Mr. Costello and Mrs. Costello (No. 29,424), one of the issues in that proceeding was the admissibility of a recording device that had been hidden in a car seat by Mrs. Costello. In determining the admissibility of those recordings, I held that the recordings were inadmissible as they were illegal under state law. Subsequently, Mr. Costello brought this personal injury lawsuit against Mrs. Costello regarding the planting of the recording device. The defendant filed a motion to recuse me due to my prior rulings in the custody case. Judge James M. Stephens presided over the recusal hearing and determined not to recuse me in the case. Therefore, I was not recused from the matter.

Louisiana Farm Bureau Casualty Insurance Company v. Kenneth W. Lewis, No. 30,816. I recused myself due to Cotton, Bolton, Hoychick & Doughty's representation of a party in this case. My brother, David P. Doughty, is a partner in Cotton, Bolton, Hoychick & Doughty.

15. Public Office, Political Activities and Affiliations:

- a. List chronologically any public offices you have held, other than judicial offices including the terms of service and whether such positions were elected or appointed. If appointed, please include the name of the individual who appointed you. Also, state chronologically any unsuccessful candidacies you have had for elective office or unsuccessful nominations for appointed office.

In 2009, I was appointed to the Louisiana Drug Policy Board for a one-year term by Governor Bobby Jindal.

- b. List all memberships and offices held in and services rendered, whether compensated or not, to any political party or election committee. If you have ever held a position or played a role in a political campaign, identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities.

None.

16. **Legal Career:** Answer each part separately.

a. Describe chronologically your law practice and legal experience after graduation from law school including:

i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

I did not serve as a law clerk to any judge.

ii. whether you practiced alone, and if so, the addresses and dates;

I never practiced alone.

iii. the dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been affiliated, and the nature of your affiliation with each.

1984 – 2008

Cotton, Bolton, Hoychick & Doughty

607 Madeline Street

Rayville, Louisiana 71269

Associate (1984 – 1987)

Partner (1987 – 2008)

1985 – 2008

Fifth Judicial District Attorney's Office

Richland Parish Courthouse

708 Julia Street, Second Floor

Rayville, Louisiana 71269

Assistant District Attorney for Richland, Franklin and West Carroll Parishes (part-time)

iv. whether you served as a mediator or arbitrator in alternative dispute resolution proceedings and, if so, a description of the 10 most significant matters with which you were involved in that capacity.

I have not served in such capacity.

b. Describe:

- i. the general character of your law practice and indicate by date when its character has changed over the years.

While in private practice with Cotton, Bolton, Hoychick & Doughty, the primary areas of my practice were civil litigation and title work. Most of the civil litigation was involving the representation of insurance companies and their insureds along with representing other civil cases in court. I did numerous transactions for person buying and selling land and/or real estate. I also had a general practice that involved such things as giving general legal advice, wills, deeds, and other such matters.

I was also an assistant district attorney in a part time position during the time I practiced law. At the beginning of my career, I was the only assistant district attorney in Richland Parish and prosecuted everything from murder cases to traffic tickets. I also handled numerous misdemeanor cases and trials. Later in my career I also began performing work in the other parishes in our district, Franklin and West Carroll Parishes and took on juvenile, Department Of Children and Family Services cases and post-conviction relief applications. I tried numerous cases involving both judge and jury trials in both civil and criminal proceedings.

- ii. your typical clients and the areas at each period of your legal career, if any, in which you have specialized.

At Cotton, Bolton, Hoychick & Doughty, typical clients were insurance companies that hired us to represent both the insurance company and/or the insureds and individuals buying and selling real estate. I also represented people in the community who were involved as either the plaintiff or defense in civil litigation in local courts.

As assistant district attorney, I represented the State of Louisiana in all proceedings, which involved traffic cases, misdemeanor criminal cases, felony cases, juvenile cases, and post-conviction proceedings.

- c. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.

I spent approximately 70% of my practice in civil and criminal litigation. I appeared in court frequently, both in civil proceedings and in criminal proceedings. I was in court more frequently as an Assistant District Attorney than in civil proceedings, due to the high volume of criminal cases. My frequency in court remained fairly consistent throughout my career.

i. Indicate the percentage of your practice in:

- | | |
|-----------------------------|-----|
| 1. federal courts: | 5% |
| 2. state courts of record: | 90% |
| 3. other courts: | 5% |
| 4. administrative agencies: | 0% |

ii. Indicate the percentage of your practice in:

- | | |
|--------------------------|-----|
| 1. civil proceedings: | 60% |
| 2. criminal proceedings: | 40% |

d. State the number of cases in courts of record, including cases before administrative law judges, you tried to verdict, judgment or final decision (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel.

Over the course of my career, I estimate that I have tried approximately 375 cases. I estimate that I was sole counsel in approximately 90% of these cases, and associate counsel in approximately 10% of these cases.

i. What percentage of these trials were:

- | | |
|--------------|-----|
| 1. jury: | 5% |
| 2. non-jury: | 95% |

e. Describe your practice, if any, before the Supreme Court of the United States. Supply four (4) copies of any briefs, amicus or otherwise, and, if applicable, any oral argument transcripts before the Supreme Court in connection with your practice.

I have not practiced before the Supreme Court of the United States.

17. **Litigation:** Describe the (10) most significant litigated matters which you personally handled, whether or not you were the attorney of record. Give the citations, if the cases were reported, and the docket number and date if unreported. Give a capsule summary of the substance of each case. Identify the party or parties whom you represented; describe in detail the nature of your participation in the litigation and the final disposition of the case. Also state as to each case:

- the date of representation;
- the name of the court and the name of the judge or judges before whom the case was litigated; and
- the individual name, address, and telephone numbers of co-counsel and of

principal counsel for each of the other parties.

1. State of Louisiana v. Cupit, 508 So. 2d 996 (La. 2d Cir. 1987); and Cupit v. Whitley, 28 F.3d 532 (5th Cir. 1994).

This case involved both state and federal proceedings. I represented the State of Louisiana in these proceedings from January 1, 1985 until the case's conclusion in 1995. The state proceedings were in Richland Parish in the Fifth Judicial District Court. The federal proceedings were in the U.S. District Court for the Western District of Louisiana, Monroe Division, and in the U.S. Fifth Circuit Court of Appeals. Mr. Cupit and his co-defendant, Mr. Mann, were charged with the murder of Mr. Halley, which occurred on October 9, 1983. Just before Mr. Halley's trial on attempted arson charges (in which Mr. Halley intended to implicate Mr. Cupit), Mr. Halley's body was found by a road crew on a passing railroad train on the bank of the LaFourche Canal in Richland Parish. I was an Assistant District Attorney and handled most of the motions and general hearings on the case. I assisted the district attorney, William R. Coenen, Jr., at the trial before Judge Glen W. Strong. I also wrote appeal briefs and other items in this matter.

This was a very complicated factual case which involved numerous witnesses to show both the motive for the murder and that Mr. Cupit committed the murder. A plea agreement was worked out with the co-defendant, Mr. Mann to testify against Mr. Cupit. After a lengthy trial which ended June 7, 1986, Mr. Cupit was found guilty of the second degree murder of Mr. Halley. Mr. Cupit was sentenced to life imprisonment on June 13, 1986.

The defendant appealed the conviction alleging numerous errors. One of the key issues in the case were statements that were made by Mr. Halley prior to his death to various parties indicating he was scared of Mr. Cupit and concerned that Mr. Cupit was going to do something to him. The Louisiana Second Circuit Court of Appeal affirmed the conviction on June 10, 1997. 508 So.2d 996 (La. 2d Cir. 1987). The Supreme Court of Louisiana denied writs on November 20, 1987. 514 So.2d 1174 (La. 1987).

Thereafter, Mr. Cupit filed a petition for a writ of habeas corpus making several allegations in federal court. A report and recommendation by the magistrate judge was made on September 17, 1992, finding merit in Mr. Cupit's allegation that his constitutional rights had been violated during his trial by the state court's admission of hearsay evidence in which the deceased victim, Mr. Halley, told other witnesses he was concerned about Mr. Cupit killing him and that Mr. Cupit had a motive for killing Halley. The district court (Judge Donald E. Walter) adopted the report recommendation resulting in the decision that the second degree murder conviction was reversed and a re-trial ordered. The state appealed

to the Fifth Circuit. The Fifth Circuit reversed the district court, reinstating the second degree murder conviction and dismissing Mr. Cupit's writ of habeas corpus application. 28 F.3d 532 (5th Cir. 1994). I handled the entire federal proceeding, including arguing the case before the Fifth Circuit.

Co-counsel for State of Louisiana:

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Defense Counsel:

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2. Orman v. Cain, 228 F.3d 616 (5th Cir. 2000).

In this case, Mr. Orman had pleaded guilty to second degree murder which resulted in a life sentence without the possibility of parole. At the time of the plea, Mr. Orman indicated that he did not remember killing the alleged victim because he had been drinking heavily and had taken drugs. Mr. Orman filed a petition for writ of habeas corpus in federal court in the Western District of Louisiana, alleging that the state had violated its duty to disclose exculpatory evidence and that Mr. Orman's guilty plea violated North Carolina v. Alford, 400 U.S. 25 (1970) (which requires courts to insure there is a substantial factual basis for entering a conviction whenever a guilty plea is accompanied by a claim of innocence).

The federal district court (Judge Robert G. James) granted Mr. Orman's petition for writ of habeas corpus, finding that the state had breached its duty to disclose exculpatory evidence and that the guilty plea violated North Carolina v. Alford. The state of Louisiana filed an appeal to the Fifth Circuit. On appeal, the Fifth Circuit reversed the district judge, finding that the plea was validly entered and that neither Brady v. Maryland, 373 U.S. 83 (1963) nor North Carolina v. Alford 400 U.S. 25 (1970) was violated. Therefore, Mr. Orman's second degree murder conviction was upheld. Although I was not involved in this case at the state level originally, I was involved when Mr. Orman filed a petition for writ of habeas corpus in federal court and was involved in filing briefs and arguing the matter before the Fifth Circuit.

Counsel for Petitioner:

Sonny N. Stephens (deceased)

3. State of Louisiana v. Ruff, 504 So.2d 72 (La. 2d Cir. 1987).

In this matter, Mr. Ruff was indicted for the second degree murder of Mr. Adams on December 31, 1984 at the Moose Lodge in Rayville, Louisiana. Mr. Ruff shot Mr. Adams with a .38 pistol, firing three shots, one which hit decedent's upper right leg, one which hit him in the right forearm and a third which hit him in the back. After the defendant was indicted, Mr. Ruff waived a trial by jury and elected to try the matter before the trial judge (Judge Glen W. Strong). The trial judge found the defendant guilty of second degree murder. On appeal, the Louisiana Second Circuit Court of Appeals reversed and remanded the matter back to the district court, finding that on the evidence, the court could not have found Mr. Ruff guilty of anything more than manslaughter. After this occurred, the defendant pleaded guilty to manslaughter and received a 21-year sentence.

I assisted the district attorney, William R. Coenen, Jr. in trying this case in the parish of Richland in the Fifth Judicial District, and I handled all of the motions and all of the appellate work.

Co-counsel for State of Louisiana:

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(318) 728-3227

Defense Counsel:

The Honorable Helen Ginger Berrigan
U.S. District Court for the Eastern District of Louisiana (formerly with Gravel & Brady)
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New Orleans, Louisiana 70130
(504) 589-7515

4. J. Cooper, et ux v. D. Cooper, III et al., 786 So.2d 240 (La. 2d Cir. 2001).

In this matter, J. Cooper had entered his father's property for the purpose of hunting. While on the land, J. Cooper helped some employees unload a deer

stand and was injured when the stand fell, causing injury to one of his arms. I represented the defendant, D. Cooper, III and his insurer, Louisiana Farm Bureau Casualty Insurance Company. This case involved the interpretation of Louisiana's recreational use statute, R.S. 9:2791 and 9:2795, which bar claims for injuries when the petitioner is injured on the property for recreational purposes. I filed a motion for summary judgment on behalf of defendants based on the deposition testimony and an affidavit showing that the incident occurred on hunting property and that it met the statute. After a hearing, the trial court (Judge John D. Crigler) granted the motion and dismissing the plaintiffs' claim. The petitioners appealed the decision.

On May 9, 2001, the Louisiana Second Circuit Court of Appeal affirmed the trial court's decision, finding that the summary judgment was properly granted and the validity of Louisiana's recreational use statutes. I represented the defendants during the entire portion of the trial. The matter was heard in the parish of Madison in the Sixth Judicial District Court.

Plaintiff's Counsel:

Jeffery F. Speer
Doucet Speer A P.L.C.
617 Saint John Street
Lafayette, Louisiana 70501
(337) 232-0405

5. Andrade v. Shiers, 564 So.2d 787 (La. 2d Cir. 1990).

In this case, Mr. Andrade was injured by a cow when he picked up a newborn calf to move it from a muddy river area. He brought suit against his son-in-law, Mr. Shiers, the owner of the home where the accident occurred, and the homeowners insurance carrier, Southern Farm Bureau Casualty Insurance Company. The matter was heard in the parish of Richland, Fifth Judicial District Court.

The homeowners policy had a provision in the policy which prohibited a "resident of the household of the insured" from recovering under the liability provisions of the homeowners policy. At the trial, the judge (Judge Glynn D. Roberts) determined that Mr. Andrade was a resident of his son-in-law and daughter's household and that the Southern Farm Bureau Casualty Insurance Company policy excluded coverage. The court also found that the plaintiff was 80% at fault and the defendant owners of the cow were 20% at fault.

I represented Southern Farm Bureau Casualty Insurance Company throughout the entire proceeding, including the trial and appeal, from 1985 through its conclusion in 1990.

Plaintiff's Counsel:

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Defense Co-counsel:

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6. State of Louisiana v. Leonard, 499 S.2d 585 (La. 2d Cir. 1986) & 514 So.2d 695 (La. 2d Cir. 1987).

Mr. Leonard was charged with aggravated burglary, armed robbery and attempted first degree murder of the victim, Mr. DeLee. Mr. Leonard filed a motion for writ of habeas corpus alleging that his right to a speedy trial had been violated. The district court (Judge Glynn D. Roberts) denied his motion and supervisory writs were granted by the Second Circuit Court of Appeal. On appeal, the Louisiana Second Circuit Court of Appeal found that the delays caused by a stay of proceedings during the defendant's application for supervisory writs, a crowded docket, and a hearing on a motion to suppress were attributable to just cause, and the state's failure to commence trial within 120 days did not violate the defendant's right to a speedy trial. 499 S.2d 585 (La. 2d Cir. 1986).

Thereafter, pursuant to a plea agreement, the defendant pleaded guilty to aggravated burglary while armed with a firearm and aggravated battery while armed with a firearm. He was sentenced to ten years at hard labor for aggravated battery and 20 years at hard labor for aggravated burglary, to run concurrently. Mr. Leonard again appealed and the Louisiana Second Circuit Court of Appeal affirmed the sentence, but remanded with regard to the firearm enhancement penalty. 514 So.2d 695 (La. 2d Cir. 1987).

I handled the entire case for the State of Louisiana, including motions and all

matters of appeal from 1986 until the cases conclusion in 1988. The case was heard in the parish of Richland, Fifth Judicial District Court.

Co-counsel for State of Louisiana:

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Defense Counsel:

Tom Davenport (Deceased)

7. Douglas, et al. v. Shabua, Inc. dba Queen Mama Food, et al., 874 So.2d 377 (La. 2d Cir. 2004).

The plaintiffs brought suit for injuries as result of a car accident when the Douglas vehicle was struck by another vehicle as Ms. Douglas attempted to drive across U.S. Highway 65 in Tallulah, Louisiana. The Queen Mama store was located at the corner of the intersection to Ms. Douglas's right. The petitioners argued that Ms. Douglas's view was blocked by the parked Frito Lay truck, Budweiser truck, and that the Queen Mama store failed to keep its premises free of obstruction for westbound drivers.

After discovery, all three defendants filed motions for summary judgment. The court (Judge John D. Crigler) granted all of the defendants' motions and the plaintiffs appealed. In affirming summary judgment in favor of all three defendants, the Louisiana Second Circuit Court of Appeal found that Ms. Douglas's deposition testimony revealed the cause of the accident was her decision to drive the car into the intersection when she did not have a clear view of any approaching traffic. The court found no liability or duty upon any of the defendants, including Queen Mama Foods.

I represented the defendant, Mock Petroleum Products, Inc. (dba Queen Mama Foods) throughout the entirety of these proceedings, from 2002 through the case's conclusion in 2004. The matter was heard in the parish of Madison, Sixth Judicial District Court.

Plaintiffs' Counsel:

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8. State of Louisiana v. Brown, Jr., 513 So.2d 425 (La. 2d. Cir. 1987).

In this case, the defendant, Mr. Brown, Jr., was charged with second degree murder of the victim and attempted second degree murder of Mr. Brown's estranged wife. After a jury trial (with Judge Glynn D. Roberts presiding), the defendant was found not guilty of the attempted murder of his estranged wife, but found guilty of the responsive verdict of manslaughter. The defendant appealed, alleging improper jury charges to the jury, and alleging the district attorney made improper comments to the jury. He also argued the 12-year sentence he received was excessive. The Louisiana Second Circuit Court of Appeal affirmed his conviction, finding the conviction was valid.

I assisted the District Attorney in trying the case and handled motions, was present for the entire trial and handled the appeal. I represented the State of Louisiana in this case from 1985 through its conclusion in 1987. This matter was heard in the parish of Richland, in the Fifth Judicial District Court.

Co-counsel for the State of Louisiana:

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Defense Counsel:

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9. State of Louisiana v. Hill, 601 So.2d 684 (La. 2d Cir. 1992), writ denied 608 So.2d 192 (La. 1992).

In this case, Mr. Hill was arrested for the murder of Mrs. Coon, an elderly woman who resided alone. Mr. Hill, along with another co-defendant, went into a room in Ms. Coon's house trying to find items to steal. Ms. Coon realized what was going on and asked why they were doing this to her. Mr. Hill threw Ms. Coon towards the ceiling. The victim's head hit the ceiling with significant force. Her body then dropped to the floor, and Mr. Hill proceeded to kick her in the chest and rib area before taking a pouch of money which he found underneath her clothing. Ms. Coon died from her injuries. A jury unanimously convicted Mr. Hill of second degree murder and he was sentenced to life imprisonment. The conviction was upheld by the Louisiana Second Circuit Court of Appeal on May 13, 1992 and writs were denied in this case on November 30, 1992. This matter was tried in the Parish of Richland, State of Louisiana, Fifth Judicial District Court.

I was not involved in the trial of this case. However, I became involved in this matter when Mr. Hill began to file applications for post-conviction relief. Mr. Hill filed an application for post-conviction relief on July 16, 2007, alleging numerous claims that he was denied exculpatory evidence. On February 8, 2008, the court (Judge Glen W. Strong) ordered an evidentiary hearing to be held on these issues. The evidentiary hearing was held on March 6, 2008. The petition was dismissed by the trial judge. A writ was denied by the Louisiana Second Circuit Court of Appeal on August 14, 2008 (No. 43,739-KH), finding that Mr. Hill failed to meet his burden of proof with regard to his claims. A writ was then denied by the Supreme Court of Louisiana on September 18, 2009. 17 So. 3d 392 (La. 2009). I handled the entire post-conviction relief proceeding, including briefs, hearings, trial and appeals. I was involved in this matter from 2007 through its conclusion in 2009.

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Defendant appeared *pro se*

10. Gray v. Lynn, et al., 6 F.3d 265 (5th Cir. 1993).

On January 27, 1979, Mr. Gray went to Mr. James' residence and told Mr. James he was going to kill him. They engaged in a fight in which Mr. Gray hit Mr. James several times with a gun and Mr. Gray allegedly shot at Mr. James while he was running away. Mr. James was not hit by the gun. Mr. Gray was charged with the attempted murder of Mr. James. After having been found guilty of attempted first degree murder, Mr. Gray was sentenced to 30 years' imprisonment. Mr. Gray's conviction was affirmed on direct appeal. State v. Gray, 391 So.2d 1184 (La. 1980).

I was not involved in this portion of the case, but became involved after Mr. Gray filed a writ of habeas in federal district court. The federal district court (Judge Edwin F. Hunter) dismissed the claim, but on appeal, the Fifth Circuit vacated the dismissal of the claims of ineffective assistance of counsel and a claim that the transcript had been altered. The case was remanded back to federal district court.

On remand, an attorney was appointed to represent Mr. Gray and an evidentiary hearing was held before a magistrate judge. Mr. Gray asserted that his right to effective assistance of counsel was violated and he was prejudiced by the trial counsel's failure to object to an admittedly erroneous jury instruction with regard to attempted murder. The magistrate judge recommended that relief be denied, and the district judge (Judge Donald E. Walter) adopted the magistrate's recommendation. Mr. Gray appealed, and the Fifth Circuit reversed the conviction, finding that the attorney was ineffective for failing to object to the erroneous jury instruction, and remanded to the district court to commence a new trial. 6 F.3d 265 (5th Cir. 1993). On remand, the defendant pleaded guilty to a lesser charge and received credit for time served.

Although I was not involved in the initial trial, I did handle some of the post-conviction and the federal proceedings on the writ of habeas corpus. I represented the State of Louisiana from 1987 until the case's conclusion in 1993.

The original trial was held in the parish of Richland, Fifth Judicial District Court.

Co-counsel for the State of Louisiana:

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Defense Counsel:

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18. **Legal Activities**: Describe the most significant legal activities you have pursued, including significant litigation which did not progress to trial or legal matters that did not involve litigation. Describe fully the nature of your participation in these activities. List any client(s) or organization(s) for whom you performed lobbying activities and describe the lobbying activities you performed on behalf of such client(s) or organization(s). (Note: As to any facts requested in this question, please omit any information protected by the attorney-client privilege.)

As both an Assistant District Attorney and a District Judge, I have been involved in Drug Court. The Fifth District Drug Court is an organization in which persons on probation or parole that have substance abuse issues are given an intensive outpatient drug treatment program which they are monitored by the court and by treatment providers. As Assistant District Attorney, I have placed many persons in Drug Court. After I became a District Judge on January 1, 2009, I took over the drug court program and have been head of our drug court program my entire judicial career. I also was involved in starting the Fifth District Juvenile Drug Court, which began operations on May 2, 2013. These two drug courts provide services to youth and adults in Franklin, Richland and West Carroll Parishes, including drug testing, individual meetings, group meetings, rehabilitation, and court appearance. I spend a lot of extra time dealing with these persons and assisting them to overcome drug or alcohol addictions. I also assisted in forming Richland Celebrate Recovery, which provides outpatient support and encouragement for persons with substance abuse addictions, depression, and other problems in Richland Parish and the surrounding areas.

I have never been a lobbyist.

19. **Teaching**: What courses have you taught? For each course, state the title, the institution

at which you taught the course, the years in which you taught the course, and describe briefly the subject matter of the course and the major topics taught. If you have a syllabus of each course, provide four (4) copies to the committee.

I have not taught any courses.

20. **Deferred Income/Future Benefits:** List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, former employers, clients or customers. Describe the arrangements you have made to be compensated in the future for any financial or business interest.

None, except I am receiving retirement benefits from the Louisiana District Attorney's Retirement and anticipate receiving retirement from the District Judge's Retirement System under LASERS when I reach retirement age.

21. **Outside Commitments During Court Service:** Do you have any plans, commitments, or agreements to pursue outside employment, with or without compensation, during your Service with the court? If so, explain.

I do not have any plans, commitments or agreement to pursue outside employment if confirmed.

22. **Source of Income:** List sources and amounts of all income received during the calendar year preceding your nomination and for the current calendar year, including all salaries, fees, dividends, interest, gifts, rents, royalties, licensing fees, honoraria, and other items exceeding \$500 or more (if you prefer to do so, copies of the financial disclosure report, required by the Ethics in Government Act of 1978, may be substituted here).

Please see attached Financial Disclosure Report.

23. **Statement of Net Worth:** Please complete the attached financial net worth statement in detail (add schedules as called for).

Please see attached Net Worth Statement.

24. **Potential Conflicts of Interest:**

- a. Identify the family members or other persons, parties, categories of litigation, and financial arrangements that are likely to present potential conflicts-of-interest when you first assume the position to which you have been nominated. Explain how you would address any such conflict if it were to arise.

Should I be confirmed, I do not have any financial arrangements or categories of litigation which would present a conflict of interest. The only conflict of interest that I know of that I would have would be involving my brother, David P. Doughty, in the law firm of Cotton, Bolton, Hoychick & Doughty who practices law in the northeast Louisiana area. I would consider recusing myself or at least disclosing to counsel if I had a close relationship with one of the parties or attorneys involved in litigation before me.

- b. Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determine these areas of concern.

If confirmed, I will carefully review any real or potential conflicts by reference to 28 U.S.C. Section 455, Canon 3 of the Code of Conduct for United States Judges as well as all other laws, rules and practices governing such circumstances.

25. **Pro Bono Work**: An ethical consideration under Canon 2 of the American Bar Association's Code of Professional Responsibility calls for "every lawyer, regardless of professional prominence or professional workload, to find some time to participate in serving the disadvantaged". Describe what you have done to fulfill these responsibilities, listing specific instances and the amount of time devoted to each.

During my legal career, I spent a significant amount of time giving free (or very low cost) legal advice to persons according to their ability to pay. I always felt the need to help persons in need that could not afford to hire a lawyer. I gave a significant amount of legal advice at no charge or low cost to various clients who came into my office all through the 24 years of my legal career while at Cotton, Bolton, Hoychick & Doughty. Also, I spent time going to various schools, school events, to speak with students about the dangers of drugs and a criminal lifestyle

26. **Selection Process**:

- a. Please describe your experience in the entire judicial selection process, from beginning to end (including the circumstances which led to your nomination and the interviews in which you participated). Is there a selection commission in your jurisdiction to recommend candidates for nomination to the federal courts? If so, please include that process in your description, as well as whether the commission recommended your nomination. List the dates of all interviews or communications you had with the White House staff or the Justice Department regarding this nomination. Do not include any contacts with Federal Bureau of Investigation personnel concerning your nomination.

We do not have a selection commission in this jurisdiction. When I learned that U.S. District Judge Robert James was going to take senior status in Spring 2016, I called Representative Ralph Abraham and expressed my interest in the position.

I met with Representative Abraham in our district in April 2016. I was interviewed by both Senators William Cassidy and David Vitter in Washington, D.C. on May 24, 2016.

After the November 8, 2016 election, no further action was taken until I met with Senator William Cassidy again on December 10, 2016 in New Orleans, Louisiana, and in Washington, D.C on February 9, 2017. I met with newly elected Senator John Kennedy in Washington, D.C, on February 9, 2017. I also met again with Representative Ralph Abraham in Winnsboro, Louisiana on December 28, 2016 and in Washington, D.C. on February 9, 2017. Since April, 2017, I have been in contact with officials from the White House Counsel's Office. On April 10, 2017, I interviewed with attorneys from the White House Counsel's Office and the Office of Legal Policy at the Department of Justice in Washington, D.C. On August 3, 2017, the President submitted my nomination to the Senate.

- b. Has anyone involved in the process of selecting you as a judicial nominee discussed with you any currently pending or specific case, legal issue or question in a manner that could reasonably be interpreted as seeking any express or implied assurances concerning your position on such case, issue, or question? If so, explain fully.

No.