

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA

No. 2023-KK-00541

VS.

YASHICA S. BICKHAM

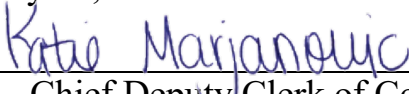
IN RE: State of Louisiana - Applicant Plaintiff; Applying For Supervisory Writ,
Parish of Orleans Criminal, Criminal District Court Number(s) 555-269, Court of
Appeal, Fourth Circuit, Number(s) 2023-K-0187;

May 31, 2023

Writ application granted. See per curiam.

WJC
JLW
SJC
JTG
JBM
PDG

Hughes, J., concurs and assigns reasons.

Supreme Court of Louisiana
May 31, 2023


Chief Deputy Clerk of Court
For the Court

SUPREME COURT OF LOUISIANA

No. 2023-KK-00541

STATE OF LOUISIANA

VS.

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On Supervisory Writ to the Criminal District Court, Parish of Orleans Criminal

PER CURIAM

Writ granted. The state promptly produced the evidence at issue upon receipt. The state does not have a duty to disclose information that it does not possess. *See State v. Williams*, 448 So. 2d 659, 664 (La. 1984). The Code of Criminal Procedure does not authorize an order “closing” discovery but contemplates the exchange of evidence known to and in possession of the state. *See* La. Code Crim. Pro. arts. 729.2-729.3. The defendant likewise suffered no unfair prejudice where the trial court continued the trial date when the evidence was produced. The trial court’s order denying the state’s attempt to supplement the discovery inventory is reversed, and this matter is remanded for further proceedings.

REVERSED AND REMANDED.