

STATE OF LOUISIANA
COURT OF APPEAL, SECOND CIRCUIT
430 Fannin Street
Shreveport, LA 71101
(318) 227-3700

No. 55,675-KW

STATE OF LOUISIANA

VERSUS

MEAGAN EVERETT

FILED: 11/08/23

RECEIVED: BYHAND 11/07/23

On application of Meagan Everett for SUPERVISORY WRIT in No. 385,842 on the docket of the First Judicial District, Parish of CADDO, Judge Christopher T. Victory.

Dick "Dave" Knadler

Counsel for:
Meagan Everett

James Edward Stewart, Sr.
Samuel S. Crichton

Counsel for:
State of Louisiana

Before STONE, ROBINSON, and HUNTER, JJ.

WRIT DENIED.

The applicant, Meagan Everett, seeks supervisory review of the trial court's denial of her motion to suppress. On the showing made, we decline to exercise this Court's supervisory jurisdiction. Accordingly, this writ is hereby denied.

Shreveport, Louisiana, this 7 day of December, 2023.

JKR SDS _____

FILED: December 7, 2023 _____

Shandra Jaylor
DEPUTY CLERK

MLH HUNTER, J., dissenting.

It is undisputed defendant *voluntarily* submitted to drug testing pursuant to a *DCFS* investigation. However, under the facts of this case, I do not believe this defendant *knowingly* submitted to testing with full awareness the results could be used against her in a *criminal* investigation. It is well-settled *Miranda* does not apply to all government employees. See, *State v. Bernard*, 09-1178 (La. 3/16/10), 31 So. 3d 1025. However, the *DCFS* worker clearly had a connection to the State, and was presumably bound by law to forward the positive drug test results to law enforcement officials. Thus, I believe she acted as an agent of law enforcement.