

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

No. 56,613-KW

STATE OF LOUISIANA

VERSUS

LOUIS BATES

FILED: 07/07/25

RECEIVED: EMAIL 07/07/25

On application of Louis Bates for SUPERVISORY WRIT in No. 406,850 on the docket of the First Judicial District, Parish of CADDO, Judge Ramona L. Emanuel.

WHIDDON CRIMINAL DEFENSE
Devin Todd Jones

Counsel for:
Louis Bates

James E. Stewart, Sr.
Ron Christopher Stamps
Britney A. Green

Counsel for:
State of Louisiana

Before PITMAN, THOMPSON, and ROBINSON, JJ.

**WRIT DENIED IN PART, GRANTED IN PART; MADE PEREMPTORY;
REVERSED IN PART AND REMANDED.**

The applicant, Louis Bates, seeks supervisory review of the trial court's ruling denying his motion for release without bail obligation. Following his February 2025 arrest, Bates retained counsel. The trial court found probable cause to hold him for trial and set bail. Bates was released on bond. On April 30, 2025, after Bates was indicted for first-degree rape and cruelty to persons with infirmities, the trial court granted the State's motion for Bates to be held without bond and ordered that he be re-arrested on May 1, 2025. Bates asserted that he should be released on his own recognizance or be granted bail because he was held since his May arrest for over 72 hours without a hearing to appoint counsel pursuant to La. C. Cr. P. art. 230.1. Bates' legal representation has continued without interruption, complaint, or request for change; therefore, Bates fails to show the trial court erred in denying this claim and the writ is denied in part.

Bates further argued that because he continues to be held on both counts without bail for over five days without a contradictory bail hearing pursuant to La. C. Cr. P. art. 313(B), he is entitled to bail. La. C. Cr. P. art. 312. The trial court erred in continuing to hold Bates without bail absent a showing of compliance with

La. Const. art. I, § 18, and La. C. Cr. P. art. 313(B), as required to hold this non-capital defendant without bail. The writ is, therefore, granted in part and made peremptory. The trial court's ruling denying the motion for release without bail is reversed in part, and the matter is hereby remanded to the trial court for a contradictory bail hearing in compliance with La. Const. art. I, § 18, and La. C. Cr. P. art. 313(B). All other claims are denied.

Shreveport, Louisiana, this 29 day of July, 2025.

JGO JRT JLR

FILED: July 29, 2025

Molly Melton

DEPUTY CLERK