

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

No. 56,863-KA

STATE OF LOUISIANA

VERSUS

BRITTNEY S. DELTON

FILED: 12/19/25

RECEIVED: BYHAND 12/18/25

On application of Brittney S. Delton for MISDEMEANOR in No. 25-CR-036177 on the docket of the Forty Second Judicial District, Parish of DESOTO, Judge Amy Burford McCartney.

Pro se

Brittney S Delton

Charles Blaylock Adams
Ethan Arbuckle

Counsel for:
State of Louisiana

BEFORE ROBINSON, MARCOTTE, and ELLENDER, JJ.

**WRIT GRANTED; CONVICTION AFFIRMED; SENTENCE VACATED
AND REMANDED.**

Brittney S. Delton seeks review of her misdemeanor conviction of operating a vehicle at an excessive speed in violation of La. R.S. 32:61 and of the sentence imposed. The trial court found Ms. Delton guilty of operating a vehicle at the excessive speed of 85 miles per hour in a 55 miles per hour zone and sentenced her to pay a fine of \$317.50 and to serve 60 days' imprisonment with 45 days suspended. Ms. Delton was placed on supervised probation, the terms of which include attending a driver improvement course, attending a parenting class, and paying a monthly fee of \$75.00 per month for the full term of the probation.

On review, Ms. Delton raises two assignments of error relating to her sentence. She argues the trial court violated her right to due process when she was "denied her ability to fully speak on the record" regarding the reasons she could not pay the fine, and also failed to hold a formal hardship ability-to-pay inquiry prior to imposing jail time or probation in compliance with La. C. Cr. P. art. 875.1. Ms. Delton also challenges the trial court's requirement that she attend parenting classes.

We initially note Ms. Delton does not set forth any arguments pertaining to the sufficiency of the evidence to convict her of operating a vehicle at an excessive speed in violation of La. R.S. 32:61. However, the Louisiana Supreme Court and

