

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

No. 57,213-CW

LESLIE DURHAM AND MICHAEL DURHAM

VERSUS

MIKE SMITH CONSTRUCTION, LLC,
F/K/A MIKE SMITH ROOFING, LLC

FILED: 7/29/26

RECEIVED: E-FILED 7/25/26

On application of Mike Smith Construction, LLC, F/K/A Mike Smith Roofing, LLC for SUPERVISORY WRIT in No. 24,458 on the docket of the Sixth Judicial District, Parish of TENSAS, Judge Laurie Reis Brister.

Paul A. Lemke III
-and-
Christopher Lee Boothe, Esq.

Counsel for:
Mike Smith Construction, LLC,
F/K/A Mike Smith Roofing, LLC

THE HECK LAW FIRM, LLC
Charles Herman Heck, Jr.

Counsel for:
Leslie Durham and Michael Durham

Before PITMAN, STONE, and COX, JJ.

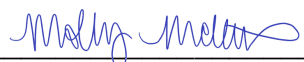
WRIT GRANTED; REMANDED FOR PERFECTION AS APPEAL.

The applicant, Mike Smith Construction, L.L.C. F/K/A/ Mike Smith Roofing, L.L.C. ("MSC"), seeks supervisory review of the trial court's June 25, 2026 ruling dismissing MSC's "Petition for Nullity of Judgment and Motion to Determine the Running of Appeal Delays." The trial court's June 25, 2026 ruling dismissing the applicant's "Petition for Nullity of Judgment and Motion to Determine the Running of Appeal Delays" is a final and appealable judgment. La. C.C.P. arts. 1841 and 2083. The applicant's notice of intent to seek supervisory review was timely as a motion for appeal; and, under *Shows v. Shows*, 434 So. 2d 1090 (La. 1983), the trial court's order setting the return date is hereby treated as an order of appeal. Accordingly, the writ is granted, and this matter is remanded to the trial court for perfection as an appeal.

Shreveport, Louisiana, this 19 day of August, 2026.

FILED: August 19, 2026



DEPUTY CLERK