

STATE OF LOUISIANA

COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

NO. 2026 KW 0756

VERSUS

GARY LYNN FOGG

AUGUST 10, 2026

In Re: Gary Lynn Fogg, applying for supervisory writs, 22nd Judicial District Court, Parish of St. Tammany, No. 523830.

BEFORE: WOLFE, STROMBERG, AND BALFOUR, JJ.

WRIT DENIED. As an indigent inmate, relator is entitled to receive certain court documents, such as the bill of information, commitment papers, court minutes for various portions of the trial, and minutes of his sentencing, free of charge without the necessity of establishing a particularized need. See State ex rel. Simmons v. State, 93-0275 (La. 12/16/94), 647 So.2d 1094 (*per curiam*). "As to all other documents, an indigent inmate has the constitutional right to free copies of [documents] only in those instances in which he shows that denial of the request will deprive him of an 'adequate opportunity to present [his] claims fairly.'" An inmate cannot make a showing of particularized need absent a properly filed application for postconviction relief which sets out specific claims of constitutional errors requiring the requested documentation for support. See State ex rel. Bernard v. Criminal Dist. Court Section J., 94-2247 (La. 4/28/95), 653 So.2d 1174, 1175 (*per curiam*).

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FOR THE COURT