

STATE OF LOUISIANA

COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

NO. 2026 KW 1024

VERSUS

CHRISTOPHER DAVIS

AUGUST 10, 2026

In Re: State of Louisiana, applying for supervisory writs, 19th
Judicial District Court, Parish of East Baton Rouge, No.
DC-23-01958.

BEFORE: WOLFE, STROMBERG, AND BALFOUR, JJ.

WRIT GRANTED. In accordance with La. Code Crim. P. art. 487, the district attorney has complete authority to amend indictments, both as to form and substance, at any time prior to trial. Where the defense can show prejudice as a result of the amendment, the court should grant a motion for a continuance. La. Code Crim. P. art. 489. The court has vast discretion in imposing discovery sanctions. La. Code Crim. P. art. 729.5. The court also has a vested interest in maintaining a trial schedule. This record shows the State amended the indictment forty days before trial. In this context, the court's discovery sanction prohibiting the State from introducing evidence in support of the new charge constitutes an abuse of discretion. Accordingly, the trial court's ruling prohibiting the State from introducing evidence in support of the new charge at trial is vacated and this matter is remanded to the trial court for further proceedings.

**TPS
KEB**

Wolfe, J., dissents and would deny the writ.

COURT OF APPEAL, FIRST CIRCUIT



DEPUTY CLERK OF COURT
FOR THE COURT