

19TH JUDICIAL DISTRICT COURT PARISH OF EAST BATON ROUGE STATE OF
LOUISIANA

BELINDA PARKER BROWN, CHARLIE SQUARE, RITA M. MCDONALD, TIM
HOLMES, CHIEF LINDA TAHANE, HVISHI OPA LUKSI, KATRINA BROWN

VERSUS

LOUISIANA STATE POLICE COMMISSION, EULIS SIMIEN, JR., OLIVER JENKINS,
BERNELL NEVIL, JR., TONY PIERITE, LT. MONTY MONTELONGO, JARED
CARUSO-RIECKE, MARK "AUBREY" COLE

NUMBER: 745576 DIVISION: "26"

MOTION FOR SUMMARY JUDGMENT

NOW INTO COURT come Plaintiffs, Belinda Parker Brown, Charlie Square, Rita M.
McDonald, Tim Holmes, Chief Linda Tahane, Hvishi Opa Luksi, and Katrina Brown, who
respectfully move this Honorable Court, pursuant to Louisiana Code of Civil Procedure Articles
966 and 967, for summary judgment in their favor and against Defendants, the Louisiana State
Police Commission ("LSPC"), Eulis Simien, Jr., Oliver Jenkins, Bernell Nevil, Jr., Tony Pierite,
Lt. Monty Montelongo, Jared Caruso-Riecke, and Mark "Aubrey" Cole (collectively
"Defendants"), on all claims asserted in Plaintiffs' Petition for Damages.

Respectfully Submitted,

Belinda Parker-Brown, in proper person.
1622 11th St.
Slidell, Louisiana 70458
(985) 503-0626 (cell)
Email: belindabrownl1d@yahoo.com



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Craig Keady

East Baton Rouge Parish
Deputy Clerk Of Court

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing has this day been forwarded to all known counsel of record by:

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Slidell, Louisiana, this 11th day of June, 2026.

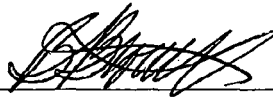
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MEMORANDUM IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT

NOW INTO COURT come Plaintiffs, Belinda Parker Brown, Charlie Square, Rita M.
McDonald, Tim Holmes, Chief Linda Tahane, Hvishi Opa Luksi, and Katrina Brown, who
respectfully move this Honorable Court, pursuant to Louisiana Code of Civil Procedure Article
966, for summary judgment in their favor and against Defendants on all claims asserted in the
Petition for Damages. In support thereof, Plaintiffs show the following:

I. INTRODUCTION AND PROCEDURAL HISTORY

This action arises from Defendants' knowing and willful violation of Louisiana's Open Meetings
Law, La. R.S. 42:11 et seq., specifically La. R.S. 42:14(B), through the use of proxy voting and
secret balloting to issue a public letter on or about January 20–22, 2024, without convening a
noticed public meeting, posting an agenda, or allowing public comment.

Plaintiffs filed their Petition for Damages on or about March 20, 2024 (within the 60-day period
under La. R.S. 42:28). Defendants filed an Answer on September 20, 2024, admitting key facts
while denying liability and asserting affirmative defenses. No genuine issues of material fact
exist, and Plaintiffs are entitled to judgment as a matter of law.



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II. UNDISPUTED MATERIAL FACTS

The following facts are established by the pleadings and attached exhibits (Petition Exhibits P-1 and P-2, and Defendants' Answer) and are not genuinely disputed:

1. Plaintiffs are residents of St. Tammany Parish and interested citizens entitled to enforce the Open Meetings Law.
2. Defendants include the Louisiana State Police Commission ("LSPC"), a public body subject to the Open Meetings Law, and its individual members: Eulis Simien, Jr., Oliver Jenkins, Bernell Nevil, Jr., Tony Pierite, Lt. Monty Montelongo, Jared Caruso-Riecke, and Mark "Aubrey" Cole.
3. On or about January 20, 2024, each LSPC member began electronically signing (with date and time stamps) a letter addressed to Collin Sims, then-interim District Attorney for St. Tammany Parish and a candidate for election. The letter accused Mr. Sims of using a photograph in campaign billboards in a "false light" depicting Louisiana State Police troopers as supporting his campaign.
4. The letter was circulated and e-signed by Defendants on staggered dates: Simien, Montelongo, and Jenkins on January 20, 2024; Cole and Pierite on January 21, 2024; and Caruso-Riecke on January 22, 2024. A digital copy was sent to each Defendant.
5. No public meeting was noticed, no agenda was posted including this matter, no public comment was allowed, and no formal vote occurred in an open session. Defendants simply circulated the letter for individual electronic signatures and mailed/sent it.



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6. The LSPC is a public body whose actions constitute “public business.” The letter concerned a matter involving state troopers (within the LSPC’s general oversight of the classified state police service) and was issued on behalf of the Commission.
7. Defendants admit the letter’s existence, the e-signing process with specific dates, and that no open meeting occurred for this action, while denying only that every LSPC act requires a meeting and asserting lack of jurisdiction over Mr. Sims personally.

These facts are supported by the Petition (with exhibits), Defendants’ Answer (admitting paragraphs 2–4, 7–9 in relevant part, and the e-signing details), and the plain text of the letter.

III. LAW AND ARGUMENT

A. Standard for Summary Judgment

Summary judgment shall be granted if the motion, memorandum, and supporting documents show no genuine issue as to material fact and the mover is entitled to judgment as a matter of law. La. C.C.P. art. 966(A)(3). Plaintiffs bear the burden of proof; once they demonstrate the absence of factual support for one or more elements of Defendants’ defenses, the burden shifts. La. C.C.P. art. 966(D). Here, the material facts are undisputed, and only legal questions remain.

B. Violation of the Open Meetings Law

Louisiana’s Open Meetings Law must be liberally construed to ensure public business is conducted openly. La. R.S. 42:12(A). A “public body” includes commissions like the LSPC. La. R.S. 42:13(A)(3). A “meeting” occurs when a quorum convenes to deliberate or act on a matter within the body’s supervision, control, jurisdiction, or advisory power. La. R.S. 42:13(A)(2).



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La. R.S. 42:14(B) expressly prohibits “any manner of proxy voting procedure, secret balloting, or any other means to circumvent the intent” of the Chapter. Votes must be viva voce and recorded in open session, with public comment allowed before action on agenda items. La. R.S. 42:14(C)–(D).

Defendants’ staggered electronic signing of the letter—each member individually “voting” by e-signature outside any convened meeting—constitutes prohibited proxy/secret balloting and circumvention. This is analogous to polling or serial communications that achieve quorum consensus without public observation or input, which Attorney General opinions and case law condemn as violations. No noticed public meeting occurred; the action was taken secretly via circulated document.

The LSPC’s affirmative defenses fail as a matter of law:

- **No “meeting” occurred:** The circulation and signing process achieved the functional equivalent of a vote by quorum on public business (issuing an official Commission letter about troopers in campaign materials). This falls within the broad definition of “meeting” and “act” under the liberally construed statute.
- **Lack of jurisdiction over Sims:** Irrelevant. The letter was issued by the LSPC on Commission letterhead concerning state troopers (a core LSPC concern) and constituted public business of the Commission. The Open Meetings Law applies to the process by which the Commission acted, not the ultimate target’s status.
- **No knowing/willful violation:** The e-signing with date/time stamps, circulation among all members, and mailing demonstrate coordinated action with awareness that no open meeting was held.



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- **Other defenses** (failure to state a claim, inapplicability of the law): The Petition properly names individual members personally (as required by precedent such as *Courvelle v. Louisiana Recreational and Used Motor Vehicle Commission*, to impose personal liability) and pleads facts establishing a violation.

C. Entitlement to Relief

Under La. R.S. 42:28, each member who knowingly and willfully participates in a violating meeting is personally liable for a civil penalty not to exceed \$100 per violation (here, \$100 per Plaintiff per Defendant). Plaintiffs are entitled to reasonable attorney fees and costs upon successful judgment. La. R.S. 42:26(C). The action was timely filed within 60 days.

No genuine factual dispute exists on the violation or the elements of liability. Defendants' admissions and the undisputed timeline establish the claim.



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IV. CONCLUSION AND PRAYER

There are no genuine issues of material fact, and Plaintiffs are entitled to judgment as a matter of law. Plaintiffs pray that this Motion for Summary Judgment be granted, that judgment be rendered in their favor and against each individually-named Defendant for civil penalties of \$100 to each Plaintiff from each Defendant (total \$700 per Plaintiff), together with attorney fees, costs, and all other relief to which they are entitled under La. R.S. 42:11 et seq.

Respectfully Submitted,

Belinda Parker-Brown, in proper person.
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Slidell, Louisiana 70458
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Email: belindabrownl1d@yahoo.com



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Slidell, Louisiana, this 11th day of June, 2026.

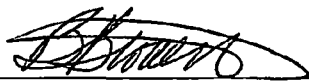
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NUMBER: 745576 DIVISION: "26"

RULE TO SHOW CAUSE

IT IS ORDERED that a rule issue herein, directed to Defendants, the Louisiana State Police Commission, Eulis Simien, Jr., Oliver Jenkins, Bernell Nevil, Jr., Tony Pierite, Lt. Monty Montelongo, Jared Caruso-Riecke, and Mark "Aubrey" Cole, through their counsel of record, M. Lenore Feeney and Ryan K. French, Taylor Porter Brooks & Phillips L.L.P., 450 Laurel Street, 8th Floor, Baton Rouge, Louisiana 70801, commanding them to appear and show cause on the _____ day of _____, 2026 at _____ o'clock ____ m. why the Motion for Summary Judgment should not be granted, judgment rendered in favor of Plaintiffs and against each individual Defendant in the amount of \$100 per Plaintiff per Defendant (total \$700 per Plaintiff), together with reasonable attorney fees and all costs of these proceedings, and why Plaintiffs should not be granted all other relief to which they are entitled under law.

Baton Rouge, Louisiana, this _____ day of _____, 2026.

JUDGE, 19th Judicial District Court