

Judgment rendered January 17, 2007.  
Application for rehearing may be filed  
within the delay allowed by Art. 922,  
La. C.Cr.P.

No. 41,661-KA

COURT OF APPEAL  
SECOND CIRCUIT  
STATE OF LOUISIANA

\* \* \* \* \*

STATE OF LOUISIANA

Appellee

versus

ASHLEY ROGERS SMITH

Appellant

\* \* \* \* \*

Appealed from the  
Twenty-Sixth Judicial District Court for the  
Parish of Bossier, Louisiana  
Trial Court No. 140,007

Honorable Dewey Eldridge Burchett, Jr., Judge

\* \* \* \* \*

LOUISIANA APPELLATE PROJECT  
By: Mary Constance Hanes

Counsel for  
Appellant

ASHLEY ROGERS SMITH

Pro Se

JOHN SCHUYLER MARVIN  
District Attorney

Counsel for  
Appellee

EDWARD CHARLES JACOBS  
JOHN M. LAWRENCE  
Assistant District Attorneys

\* \* \* \* \*

Before DREW, MOORE and SEXTON (Pro Tempore), JJ.

**DREW, J.:**

The defendant/appellant has filed, in letter form, a motion to dismiss this criminal appeal, which indicates that she has previously executed an affidavit in compliance with 2nd Cir. Local Rule 7.

An August 29, 2006, communication with our clerk's office from appointed appellate counsel expressed an intention to file a motion to dismiss supported by an affidavit. The referenced affidavit has not been provided to this court. Additionally, no formal motion to dismiss has ever been filed by the lawyer.

While Local Rule 7 has technically not been complied with, the letter filing by defendant/appellant clearly indicates her intention to dismiss the appeal. Accordingly, we hereby grant the dismissal. (URCA 2-8.4; 2nd Cir., Local Rule 7).

Counsel for defendant/appellant is hereby admonished to make additional efforts in the future to assist her clients in the appropriate resolution of their appeals in this court.

**DECREE**

The motion to dismiss this appeal is granted.