

NOT DESIGNATED FOR PUBLICATION

STATE OF LOUISIANA

COURT OF APPEAL

FIRST CIRCUIT

2008/CA/0537

EDDIE J. ARMANT

VS.

CONNIE KENNEDY, RECORDS CUSTODIAN,  
DIXON CORRECTIONAL CENTER;  
RICHARD STALDER, SECRETARY,  
LOUISIANA DEPARTMENT OF CORRECTIONS;  
JUDGE PEGRAM J. MIRE, 23<sup>RD</sup> JUDICIAL DISTRICT COURT;  
JUDGE EDWARD DUFRESNE,  
LOUISIANA 5<sup>TH</sup> CIRCUIT COURT OF APPEAL;  
AND THE LOUISIANA SUPREME COURT JUDGES

*Jmm*  
*Ⓢ*

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JUDGMENT RENDERED: SEP 26 2008

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ON APPEAL FROM THE  
NINETEENTH JUDICIAL DISTRICT COURT  
DOCKET NUMBER 542,844, DIVISION F (SEC 22)  
PARISH OF EAST BATON ROUGE, STATE OF LOUISIANA

THE HONORABLE TIMOTHY E. KELLEY, JUDGE

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Eddie J. Armant  
Jackson, Louisiana

Pro-Se Plaintiff/  
Appellant

Annette R. Seng  
Baton Rouge, Louisiana

Attorney for Defendant/  
Appellee/  
Richard Stalder

BEFORE: PETTIGREW, McDONALD, AND HUGHES, JJ.

*gjp*  
*Pettigrew, J. concurs*

**McDONALD, J.**

This is a prisoner's suit filed in the Nineteenth Judicial District attempting to obtain a judgment amending an illegally lenient sentence imposed in the Twenty-Third Judicial District. The sentence was for attempted second degree murder, but the sentencing court failed to state that the penalty was without benefit of probation, parole, or suspension of sentence. It is not necessary to amend the sentence because this sentencing deficiency is automatically corrected pursuant to law and Department of Corrections Rule. Moreover, the Nineteenth Judicial District Court has no jurisdiction over a sentence imposed by a judge in the Twenty-Third Judicial District.

The Department of Corrections filed an exception raising the objection of No Cause of Action that was granted by the trial court. Finding no error in this judgment, it is affirmed in accordance with Uniform Rules Courts of Appeal, Rule 2-16.2.A(2), (4), (5), and (6).

**AFFIRMED.**