

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
MONROE DIVISION**

**FRANEQUA JONES, INDIVIDUALLY : CIVIL ACTION NO. 3:22-cv-05312  
AND ON BEHALF OF HER DECEASED:  
SON, DEMERIOUS JONES :**

**VS. : JUDGE TERRY A. DOUGHTY**

**LINCOLN PARISH DETENTION :  
CENTER COMMISSION (LPDCC) : MAGISTRATE JUDGE MCCLUSKY  
and/or LINCOLN PARISH DETENTION:  
CENTER (LPDC), LPDC DEPS. JOHN/ :  
JANE DOES 1-15, DANIELLE :  
WEAVER, LAUREN PLUNKETT :**

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**MOTION AND ORDER TO SUBSTITUTE PARTY PLAINTIFF**

On motion of Key’zarious Jones, individually and as heir of the Estate of Demerious Jones and the Estate of Franequa Jones, through undersigned counsel, and on suggesting to the Court that:

1.

The current plaintiff in the above captioned lawsuit, Franequa Jones, died on October 6, 2022.

2.

Franequa Jones brought the captioned matter as a survival action and wrongful death action under 42 U.S.C. § 1983 and La. C.C. Arts. 2315 and 2320 for her son, Demerious Jones, who passed away while in the custody of defendants.

3.

Mover, Key'zarious Jones, is the only sibling of Demerious Jones and the only surviving child of Franequa Jones. Demerious has no other siblings and Franequa Jones had no other biological or adopted children.

4.

Mover is the sole heir of the Estate of Demerious Jones and the Estate of Franequa Jones.

5.

Mover is the sole heir of the Estates under La C.C. Articles 880, 888, and 889.

6.

Mover is entitled, as the heir to be substituted as party plaintiff in this case in accordance with the provisions as outlined in *La. C.C.P. Article 801*.

7.

Key'zarious Jones, individually, is the proper party to maintain a survival action under *La. C.C. Article 2315.1* and *2315.2*.

8.

Key'zarious Jones is entitled, to be substituted as party plaintiff in this case as heir of the estates of Demerious Jones and Franequa Jones in accordance with the provisions as outlined in *La. Fed. Rules of Civ. Proc. Rule 17*.

9.

Key'zarious Jones is the proper party to maintain the claims under *La. Fed. Rules of Civ. Proc. Rule 17*.

10.

Consent has been requested from defendants but not yet obtained at the time of filing.

WHEREFORE, plaintiff, Key'zarious Jones, prays that after due consideration this Motion to Substitute Party Plaintiff be granted and the party be substituted for Franequa Jones and the Estate of Demerious Jones.

Respectfully submitted,  
**THE TOWNSLEY LAW FIRM, LLP**

By: /s/ D. Grant Castillo  
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**CERTIFICATE OF SERVICE**

I hereby certify that on 2nd day of February 2023, a copy of the foregoing Motion to Substitute Parties Plaintiffs was filed electronically with the Clerk of Court using the CM/ECF system. Notice of this filing will be sent to Douglas R. Nielsen with Nelson, Sentner, Sartor & Snellings, LLC and Ronald S. Bryant, Frosch, Rodrigue, Arcuri, LLC by operation of the Court's electronic filing system. I also certify that I have mailed by US Postal Service this filing to the following non-CM/ECF participants: none.

/s/ D. Grant Castillo  
D. GRANT CASTILLO