# STATE OF LOUISIANA LEGISLATIVE AUDITOR

Court of Appeal, Fifth Circuit Biste of Louisiana

Docembor 18, 1997



# Financial and Compliance Audit Division

Daniel G. Kyle, Ph.D., CPA, CFE Legislative Auditor LEGISLATIVE AUDIT ADVISORY COUNCIL

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LEGISLATINE AUDITOR

Daniel G. Kyle, Ph.D., CPA, CFE

# DRECTOR OF FINANCIAL AND COMPLIANCE AUDIT

Albert J. Robbinson, Jr., CPA

### COURT OF APPEAL, FIFTH CIRCUIT STATE OF LOUISIANA GIVEN LOUISIANA

Special Purpose Presented Statements and Independent Auditor's Reports As of and by the Year Preter Laws 70, 1997

Under the provisions of state law, this report is a public document. A ways of the report has been saturated to the Governer, to the Advancy Goussa, and to other public officials as required up state has. A repy of the report has been state washing for public interaction at the Block Ringe and Name Cherner officer of the classifier Adda.

December 18, 1987

## COURT OF APPEAL, FIFTH ORCUST STATE OF LOUISIAMA

### Special Purpose Financial Statements and Independent Auditor's Reports As all and for the Year Ended June 30, 1927

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LEGISLATIVE AUDITOR STATE OF LOUBLANA DATIN POLICE LOUBLANA 2001 4217

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ROBERT KALL MELCIN OF

December 16, 1997

Independent Auditor's Report on the Financial Statements

COURT OF APPEAL, FIFTH CROUT STATE OF LOUGIANA Gretre, Louteires

We have audited the accompanying special purpose degal basis franchis intermetter of the Dout of Appeal, 19th Circuit, a cost which fuctiones after government, or of which for the year which June 30, 1997, as lead in the table of screteris. These francial statements are the suppressibility of management of the Cost of Appeal, PMC Circuit. Our suppressibility is to stratement and the first and advanced based on 64. Head.

We concluded our multi-in accordance who personally accelerate autions transformed applications applications to thermalian autor constraints. In its content applications, the acceleration applications of the transformed acceleration in the constraints and perform the could be indexe researched accurates about perform the functional autometation and and or analysis are applications and and accelerate accelerate the functional autometation and and and accelerates and accelerate accelerate accelerate accelerate accelerate accelerate acceleration accelerate preventing acceleration used and application statements and accelerate and a constanting for acceleration person acceleration accelerate accelerate acceleration acceleration person acceleration accelerate accelerate acceleration acceleration acceleration accelerate acceleration accelerate acceleration acceleration acceleration acceleration accelerate acceleration acceleration acceleration acceleration acceleration acceleration accelerate acceleration accel

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#### LEGISLATIVE DESCRIPTION

COURT OF APPEAL, RETH CIRCUIT STATE OF LOUISIANA Audit Report, June 20, 1997

In our ophion, the special purpose financial statements referred to previously present tany, in all nativel respects, the balances while the appropriated and non-appropriated fands of the Court of Appeni, Prim Circuit et June 3, 1957, and the transactions of sent hinds for the year then ended, on the basis of accessing descended in edge 1-0.

In accordance with Geverywent Auditory Steedards, we have also lassed a report detect December 10, 1997, on our consideration of the Court of Appent, fifth Circuit's internal scream over threadel reporting and our tests of compliance with centers pervisions of laws and regulations.

In accordance with Louisiene Revised Statute 24.510, our report is intended for the Internation and suce of the ceart and its management and should be used sainty as intended by the foregoing statute. By providence at tables law, this report is a public document, and it has been statutated is a sepremente outpit official.

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COURT OF APPEAL, FIFTH GROUT STATE OF LOUISLANA ALL APPROPRIATED AND NON APPROPRIATED FUNDS

# Dalance Sheet (Legal Resis), June 38, 1997

	APPROPRATED FUND - GENERAL <u>APPROPRIATION</u>	HON APPROPRIATED FLAG- FLE ACCOUNT	TOTAL MEMORYANDUM ONLY)
455675			
Cosh and cash equivalents (rote 1-E)	81.575	8773.423	\$179,811
Receivednes (mile 2)		22,449	30,210
interfand receivable		6,607	6.807
Propeid expenses	11.091		12.6N
TOTAL AGGINE	621.438	BICH, MA	4901.002
LINELITES AND FUND EGATY			
Assessments projektive	812.843	\$4,000	816,843
	0.807		5.607
Total Lindelling	12.447	4.000	23.447
Fund Employ: hand belongs - respond dute in	11.891		
Low ready . more service - services case of	11.801		812,355
TOTAL LIMITURE AND FUND EQUITY	E21.408	9304.954	\$535.MET

The eccompanying notes are en integral part of this statement.

COURT OF APPEAL FIFTH CIRCUIT. STATE OF LOUISIANA AU, APPROPRIATED AND NON-APPROPRIATED FUNDS

Statement of Revenues, Expenditures, and Chances in Fund Balances (Legal Basis) For the Year Ended Jane 30, 1987

	APPROPRIATED TUND - DEMINAL APPROPRIATION	NON APPROPRIATED FUND - PER ACCOUNT	TODA, (NEINCROVELLAR (SALV)
PEVENNES.			
Filing laws		\$241,700	\$241,701
Use of money and property - internet earrings		44,550	44,595
Total sevenies	NOR	256,208	285,290
EC-ENDTLEES			
Paraonal services	\$1,910,960		2,912,984
Ph/Nabonal admicka	55,218	48,490	107,796
Travel and conventions.	87,372	8,732	105,704
	376.687		
Capital sullay	55,000		81,990
Association dute	9,514		
Non-appropriated expensitiones - Judges'			
		2,655	
Yidd orgendrates	2.581.958	103,880	2,871,045
EXCURP (Debuteron) OF REVENZER			
OVER EXPENDITURES	12.587.958	122,213	(2.364,740)
CONTR FUSANCING SCALEGES VANN			
Total other financing structure (used)	2,493,127	193.8741	2.443.852
EXCESS (Deficiency) OF REVENUES AND DIVER BOUNDER OVER EXPENSIONER			
AND-DITHER COLD	(14.330)	12,329	36,787
ILNE BALANCES AT BEGINNING OF YEAR	8.22	625.825	451,048
FUND BALLANCES AT END OF YEAR	\$11,001	8900, 954	49-02.155

The accompanying notes are an integral part of this statement.

### COURT OF APPEAL, FIFTH CIRCUIT STATE OF LOUISIANA

### Notes to the Financial Statements As of and for the Year Ended June 20, 1997

#### IMTRODUCTION

The Cost of Appen AM Convert as and the Date of Longert Cost of the Appen Vertice with the other than the Longert Date of the Date of Longert Longert Date of Longert Longert Date of Longert Longert Date of Longert Longert Date of Longert Longert Longert Longert Longert Date of Longert

The Clearl of Append, Fifth Occur has appeales predictions as anticrised under Anala V, Sciench of the Universities Constitution, which everywares the postables of Culturors, its Chenks, its Javens, and its Javin the Rapids. The Occur of Append, Hits Occur has approvinging statement, and postable specific provide and the occur of the Occur has comprehenging statement on the Rapids and provide and the occur of the Occur has comprehenging statement of the Occur of Appendix and postable on the Science Can at Communic, over all bower notifies the Rapids and the occur of the Occur has observed and the Occur of Appendix in Chenks, the Market and head of the Occur of the Occur of the Occur of Chenks of the Occur of Chenks of the Occur o

#### SUMMARY OF SIGNERCANT ACCOUNTING POLICIES

### A. BASES OF PRESENTATION

The Onversional Accounting Standards Ibanel (DASD) promotypes generating compared accounting principles and reporting standards for state and hour government. These principles are known in: the Codification of Generating and Transical Reporting Standards, publicational by the Code, However, the accounting state statements have been proposed on a legal basis, which offlors from periodic cooperation (or principles are explored in the Toburyen prints.

### B. REPORTING ENTITY

GASE Codification Section 2100 has defined the governmental reporting write to be two State of Louisies. The court is considered within the State of Louisiess separating entity because the state exercises oversight responsibility and has excernatelying the faced matters as follows: 11the state has control and exercises authority over Louise

### COURT OF APPEAL, FIFTH CIRCUIT STATE OF LOUISIAMA Notes to the Financial Datements (Continued)

reaters; (2) state appropriations provide the largest percentage of total revenues; and (3) the court primarily serves state residents. The accompanying financial statements present information one as is the transmissions of the court.

The accompanying financial attainments represent activity of the cash within the justice) branch of state government and, therefree, are a part of the fund and account group structure of the State of Louisian and its general suppose financial statements. Annually, the Stele of Louisian issues general purpose financial statements, which are actified to the Louisian Statement of Louisian account process financial statements.

C. FUND ACCOUNTING

The Cost if Append, IPE CostA uses fund according, along appropriate loss, to index in complexities with providence of the annual appropriate loss, to their the beam of the second se

The funds do not include any nervoursed assets or liabilities. However, ossets, proved fund assets, and long-term tabilities are reflected to the Date of Louisiand's proved purpose fragment distances.

The funds presented in the special purpose financial statements are described as follows:

### **General Aggregelation Fund**

The General Appropriation Fund provides for the general administrative expenditures of the court.

### Ner-Agerrenisted Fund - Fee Account

The Fee Account is used to account for filing fees and other revenues received by the court as provided by R.S. 32352. Expenditures incurred in excess of the answer appropriated by the legislature (General Appropriation Fund) are funded from the account.

### D. BASIS OF ACCOUNTING

The accounting and financial reporting treatment applied to a fund is determined by its reveaument focus. The funds in the accompanying financial statements measure the COURT OF APPEAL, FIFTH CIRCUIT STATE OF LOUISIANA Notes to the Financial Statements (Continued)

> inscructs provided by the legislature to kind content-type/ experimitures and the use of those resources by the could. This others from generally accepted accounting peoples is which the measurement focus would be to measure the flow of current suprements.

> Bytis of accounting where to when revenues and expenditures are recognized and monotes in the formabili sitements, regardlings of the mean-servering firsts applied. The ecompanying frammid: Manenets which serverus and expenditures in accordance with applicable statuty previous and regulators of the Jackas Modelshow Constitution Based. These legal requirements effer from generally accepted accounting principles a Monot.

- Revenues are recognized to the exterit Fail they have been appropriated and not receasedly when recoverable and evaluation.
- Expenditures are recepted in the ordert that appropriation orderity has been extended to the court and net necessarily when the fund liability has been incurrent.

Under the foregoing legal provisions, the court uses the following practicas in recognizing investors and experimitures:

#### BROSTANA

Self-generated revenues, including interest income on domand disposits and cardification of descettle, are serviced when served.

#### Expenditures

Expenditures are generally recognized under the modified accutal basis of accounting when the relates that bakity is incursed. Furthermore, any coperatives or is long-term mature for which have not been appropriate during the summer year is not recognized in the accompanying financial subsecurits.

### Other Financing Searces (Mesh

Trenders takeware hunds that are not appended to be repeat are accounted for on other freening assures (avers) in the syster the outries is authorized to receive or make the totalities, in addition, transfers from the Saymen Court are involved on the thermoid takement as chrief frainbare gouczes. The involve from the Saymene Court is the porties at the Court of Append (FB). Courts their Courts and appendix weather the court of Append (FB). Based Courts and appendix weather the total of Appendix (FB). The strength of the porties of the porties of the Court of Appendix (FB). The strength of the strength of the porties of the Court of Appendix (FB). The strength of the st

### E. CASH AND CASH EQUIVALENTS

Cash and cash equivalents are contoosed of the fallowing :

Petry cash	\$124
Ceeh is demand accounts	128,877
Certificates of deposit	758,000
Total	\$073,001

Calls and other equivalents are stated if cost, which approximation matrix. Unlete states the state of the s

### E. PREPAID ITEMS

The court establishes prepaid expenditures for mombership data, travel advances, and maintenance agreements. Payments made for such terms that will benefit periods beyond June 20, 1997, and recorded as oresault items.

# G. GENERAL FIXED ASSETS

Al Pie relativit line, two court naidrikimi móreňa orby na ito movalita proportina audi desincel accourt for landi, halidinga and isponanecka sociel by the court. Al Jan 30, 1997, Fin court has steaurchrálp organizability for 55 232,427 to govarnismatia movalisa (poster), visika de halimitori el na de la tie sere el expensione. The envelves properts rel reflected within from accompanying special purpose Standard statements. Ja summar el diversel is merville property foreset.

# COURT OF APPEAL, FIFTH CIRCUIT

Notes to the Personal Statements (Continued)

	July 1, 1006		Deletions	Jane 30, 1997
Parabase and Externs Library books	\$835,362 \$61,491	\$28,545 25,455	\$65,312	\$851,433 426,944
Total	11,337,353	\$55,990	\$65,312	\$1,328,437

### H. LONG-TENH OBLIGATIONS

The court is by stable net allowed to incur bended indebtedness and, thankfore, ne recognition within the accompanying financial statements is necessary. Furthermos, ray long-anno oldgations of the court asing from lassa conventionatio, longermati, companyated absences, or any their sources are not second record financial statements.

# BUDGET PRACTICES

The general appropriation made for the operations of the court is an annual leasing appropriation. Answards not expended or excembered should be returned to the state Operand Fund on or before Teatmined 1, 1997.

The case to sense examinations particularly at Aren 33, 1927. The accompanying formula intervention do not present on topologiesy companying holes that an out-indepent hand is topologiest in turns pair and the non-appropriate land is not indepent languages, control, and provide by Arc 30 or 1930. Protocols approxed is a organic appropriation of \$2,43,853. The appropriation of all the appropriate languages are independent to a single appropriate based approxed is a organic appropriate base of approx. The appropriate loss of approxed is a organic appropriate of \$2,43,853. The approximation of based approxements in based of the approxements of the approxements of the approxements.

### T TELEVISION SALVARES

The satisfies of the judges are paid directly by the Supreme Dourt of Louisians with waterand down on the abile treatury and are not included in the expenditures of the arrown and the francial distances.

### K. LEAVE DENEFITS

Law cleaks and secontaines employed by a particular judge are employees at that judge, As each, they are subject to the guidelines set farth by that particular judge. The cleak of court and central static director are subject to the caldelines of the chell adds.

# COURT OF APPEAL, FIFTH CIRCUIT STATE OF LOUISIANA

Engagees of the start of courts office and the central staff are allowed a maximum of 15 alck days per year and 20 days of annual leave per year. These employees not using their allowedia unitiest out soit leave are permitted to accumulate size days up to but not to exceed 20 daws. Annual leave dee not accumulate.

At employees receive one month with full pay for maternity/family leave, in addition to any other leave.

Upon termination of employment, all unused annual and sick leave is forfeded. There is no lability for unused leave payable at June 20, 1997.

# L. TOTAL COLUMNS ON STATEMENTS

The total columns on the statements are captioned Momentendars Cely (overview) in indicate that two are present only to facilitate financial analysis. Data in these columns do not present financial position or results of operations. Neither is such data companities to a consolition.

# 2. RECEIVABLES

The federating is a suremary of receivables at June 30, 1897

	Fund - Central Appropriation	Mari- Appropriated Field - Fee Account	Test
Day live taken minduscrimits	\$3,809		\$3,869
Oue transjudgert associations reinbursements	10,000		10,800
Use of stateg and property - interest earnings		\$1.414	1.434
Filing lots		21,000	21,909
Copy feet		15	13
Tetal	\$13,809	\$22,449	\$26,218

### PENSION PLANS

Substantially all intraspons of the court are members of the Locatera Contex Retenuend and Relief Fund (LCRSF) and the Locations State Employees Retenents System (LASERS). The LCRMT and LASERS' are statistical conditional, multiple-employee plans administend by asparate boards of tractases. (BMT plans powers retenented, disability, and survivor's benefits to plan members and beneficially. Generally, command employees are clocked to participants and the plan members and beneficially. Generally, command employees are clocked to participant and the plan members and beneficially of the plans. COURT OF APPEAL, FFTH CIRCUIT STATE OF LOUISANA Notes to the Financial Statements (Continued)

in the intersect patients, with employee landstite welfag after 10 years of service. The process size an exploring model methods in studied instances and process and the patient of th

The contribution regularization is update members and the cost are emissible at one to emissible the state balance. The states balance memory can be requested entry to an emission of the state balance. The states balance memory can be the state of the states and the states and the states and the states and the states. The tables are controls to \$20 percent (CAMP) and \$2 percent (CAMP) and

### POSTEMPLOYMENT HEALTH CARE AND LET INSURANCE DESERVES

The cost provides cellum continuing health care and its massaria bandla for a la remain continues. Biophastical of if for costs the costs and the land bandla for provides and and the land of the costs and the land bandla for the costs and the land the land bandla for the costs and the land bandla for bandla and and the land bandla for the costs and the land bandla for the land bandla bandla for the land bandla for the costs and the land. The costs and the land provides the land bandla for the provides and the land. The costs and the land party the provides the land bandla for the provides and the land. The costs and the land party and the land bandla for the land bandla bandla and land bandla bandla and the land bandla for the land bandla bandla and land. Store for the costs cast of provides provides the land bandla. The land has reached and land bandla bandla and land and the land bandla bandla bandla and land bandla bandla bandla bandla bandla provides the land bandla. The land has reached and land bandla bandla bandla bandla bandla provides the land bandla.

### JUDGMENTS, CLAIMS, AND SIMLAR CONTRIDENCES.

Obligations and loases arising from judgments, claims, and similar contingencies are gain transpir the salety self-instance transformer than the claim densed in two and see net efficient in seconspiring special suppose financial statements. This self-suspices fund is gained by the Other of Hak Management, the state agreesy responsible for the statu's self-instance property. COURT OF APPEAL, FIFTH CIRCUIT STATE OF LOUISIANA Advantable Transmit Elaboration Conditioned

### LEASE OBLIGATIONE

Capital leases, which under generally accepted accounting principles would be on asset and labeling of the court, are not reflected in the accompanying special purpose financial labeling.

The court has a capital lease for a talephane system. The following is a schedule of have minimum lease payments under capital leases together with the persent value of the nat minimum lease payments as of June 30, 1907.

Fincal year: 1907-00	\$17.454
1000.00	8.727
Table minimum inase payments	28,161
Lass - amound representing executory costs	(1,812)
Not minimum loase payments	24,568
Lass - amount representing interest	(2.594)
Present value of net minimum lease payments	\$21,442

This basis apparently lines to the two parameters is subscriptly classes that show the parameters of the subscriptly classes that the subscriptly classes the subscriptly classes that the subscriptly classes that the subscriptly classes the subscriptly classes that the subscri

### 7. RESERVED FUND BALANCE

The Appropriated Fund - General Appropriation has a reserved Fund balance totaling \$11,021. These funds are for percent exceedsives for the 1007-08 Ease year.

As shown on Statement A, the Non-Appropriated Fund - Fee Account has a reserve for continuing operations totaling \$800,164. These hands may be retained and used to deriny the respondures of the count is prescribed to R.G. 1020.

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COURT OF APPEAL, FIFTH CIRCUIT STATE OF LOUISIANA Nation in the Proventiel Statements (Concluded)

### DEFERRED COMPENSATION PLAN

Contain employees of the court participate in the Louissee Deferred Componention Piece adopted under the provisions of internal Revenue Dode Section 467. Complete declauses relating to this statewards plan are available in the financial statements of the State of Docisions.

# 9. RELATED PARTY TRANSACTIONS

Jodge Edward Culterare of the court has a period interval in the Espeniese Land Company. The court neets effice space at a cost of 8600 per menth from this company for Judge Dufwards addice in the Chartes Plants. Payments for the office space for the year eading June 26, 1997, toxical \$6,000.

## OTHER REPORT REQUIRED BY

GOVERNMENT AUDITING STANDARDS

The biologing paper contain a report on complexes with less and regulations and on internal research were based sequelated by conversion Auditing Stochastic, issued by the Comparison Control of the United Edman. This report is based bolls on the sauld of the forecast internets and incluses, where superparison, any reporties confidence endromented weaknesses in internal society or complexies that would be national in the supervised internets.



LEGISLATIVE AUDITOR

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#### December 95, 1997

Report on Compliance and on Intential Control Over Financial Reporting Report on an Audit of the Financial Statements

COURT OF APPEAL, FIFTH CIRCUIT STATE OF LOUISIANA Grutna, Louisiana

We have audited the special parpose (sign) basis (herebal internet) of the Dourd Append, PhY Cetus, a cost which Lookanin stella givernment, as of and the the year onted June 30, 1997, and have issued aur report hereon dised December (fr. 1927). We constand our water in accordance with pervestly occupied auditing attraction and the interdent special in accordance with pervestly occupied auditing attractions and the interdent special for tracking June 20, the pervest of the special and the special special in the special of the formation of the special pervestion of the special special

### Camplance

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Internal Control Over Financial Reporting

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#### EXHIBIT A

COURT OF APPEAL, FIFTH CIRCUIT STATE OF LOUISIANA Complance and Exernal Control Report December 10, 1997 Page 2

This report is intended for the information and use of the court and its management. By provisions of state law, this report is a public document, and it has been distributed to accessrate possible officials.

l Daniel G. Kyla. CF

Legislative Auditor

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