

CHARMAINE PHILIPS-PLATENBURG
Certified Public Accountant

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AUDITED FINANCIAL STATEMENTS
OF
FUNDS ON DEPOSIT WITH THE CIVIL DISTRICT COURT
FOR THE PARISH OF ORLEANS OF THE CITY OF NEW ORLEANS
AS OF AND FOR THE YEAR ENDED
DECEMBER 31, 1998

Under provisions of state law, this report is a public document. A copy of the report has been submitted to the audited, or reviewed, entity and other appropriate public officials. The report is available for public inspection at the Baton Rouge office of the Legislative Auditor and, where appropriate, at the office of the parish clerk of court.

Release Date ~~JUL 14 1999~~

**FUNDS ON DEPOSIT WITH THE CIVIL DISTRICT COURT FOR THE PARISH OF
ORLEANS OF THE CITY OF NEW ORLEANS**

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CHARMAINE PHILIPS-PLATENBURG
Certified Public Accountant

INDEPENDENT AUDITOR'S REPORT

To: Dale N. Atkins, Clerk of Civil District Court for the Parish of Orleans

I have audited the accompanying statements of financial position of Funds on Deposit with the Civil District Court for the Parish of Orleans, as of December 31, 1998 and the related statements of activities and cash flows for the year then ended. These financial statements are the responsibility of the Clerk of Civil District Court. My responsibility is to express an opinion on these financial statements based on my audit.

I conducted my audit in accordance with generally accepted auditing standards, *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that I plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. I believe that my audit provide a reasonable basis for my opinion.

In my opinion, the financial statements referred to above present fairly, in all material respects, the financial position of Funds on Deposits with the Civil District Court for the Parish of Orleans as of December 31, 1998 and the changes in its net assets and its cash flows for the year then ended in conformity with the generally accepted accounting principles.

In accordance with *Government Auditing Standards*, I have also issued a report dated May 26, 1999 on my consideration of the Organization's internal control structure and a report dated May 26, 1999 on its compliance with laws and regulations.


Charmaine Philips-Platenburg, CPA

New Orleans, LA
May 26, 1999

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS
STATEMENT OF FINANCIAL POSITION
AS OF DECEMBER 31, 1998

	Registry Fund	Appeals Fund
<i>Assets:</i>		
Cash	\$ 7,979,003	\$ 215,874
Certificates of Deposit	-	157,916
FHLMC Discount Note	4,957,563	-
Total Assets	\$ 12,936,566	\$ 373,790
 <i>Liabilities & Net Assets:</i>		
<i>Liabilities:</i>		
Deposits by Litigants and Interest Credited	\$ 12,616,051	\$ 305,033
Undistributed Interest	320,515	68,757
Total Liabilities	12,936,566	373,790
Net Assets:	-	-
Total Liabilities & Net Assets	\$ 12,936,566	\$ 373,790

**FUNDS ON DEPOSIT WITH THE
CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS
STATEMENT OF ACTIVITIES
FOR THE YEAR ENDED DECEMBER 31, 1998**

TEMPORARILY RESTRICTED NET ASSETS

Investment Return	\$ 640,996
Net Assets Released From Restrictions:	
Transfer to Judicial Expense Fund	(320,514)
Transfer to Undistributed Interest	(320,482)
	<hr/>
TEMPORARILY RESTRICTED NET ASSETS	-
NET ASSETS AT BEGINNING OF YEAR	<hr/>
	-
NET ASSETS AT END OF YEAR	<hr/> <hr/> \$ -

**FUNDS ON DEPOSIT WITH THE
CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS
STATEMENT OF CASH FLOWS
FOR THE YEAR ENDED DECEMBER 31, 1998**

CASH FLOWS FROM ACTIVITIES:

Increase in Net Assets	\$	-
Adjustments to reconcile increase net assets to net cash provided by operating activities:		
Decrease in Deposits By Litigants		(2,534,928)
Decrease in Undistributed Interest		(39,180)
		(2,574,108)
NET CASH USED IN OPERATING ACTIVITIES:		(2,574,108)
NET DECREASE IN CASH AND CASH EQUIVALENTS		(2,574,108)
CASH AND CASH EQUIVALENTS, BEGINNING OF YEAR		15,884,464
CASH AND CASH EQUIVALENTS, END OF YEAR	\$	13,310,356

NOTES TO THE FINANCIAL STATEMENTS
FUNDS ON DEPOSIT WITH THE CIVIL DISTRICT FOR THE PARISH OF
ORLEANS OF THE CITY OF NEW ORLEANS

NOTE A - Nature of Activities and Significant Accounting Policies

Nature of Activities

The Civil District Court for the Parish of Orleans was created by LSA-R.S. 13:1136. The Registry of Court fund of the Civil District Court (CDC) was created by LSA-R.S. 1305.

Parties to litigation may deposit, or be ordered to deposit, cash or property in these funds in connection with the related litigation. Cash or property so deposited is the property of the litigants and is to be returned or disbursed to them upon the conclusion of the litigation.

The Clerk of Civil District Court is the custodian of the Registry of Court funds. The Clerk generally may only accept deposits into or disburse funds from the registry of court fund by order of the CDC.

With respect to the Registry of Court fund of Civil District Court, state statutes authorize the investment of these funds in interest-bearing accounts. The statutes provide that one-half of the interest earned shall be credited to the litigants' deposits and one-half shall be remitted to the Judicial Expense Fund as reimbursement of administrative costs associated with the Registry of Court fund.

Basis of Accounting

Basis of accounting refers to when revenue and expenses are recognized in the accounts and reported in the financial statements. Revenue from investments is recorded when earned. Expenses are accrued when incurred.

Investments

Investments are carried at cost. Investments generally consist of U.S. government and agency securities and time deposits.

Cash Flows

For the purpose of the statements of cash flows, the organizations consider cash and cash equivalents to include all highly liquid investments.

NOTES TO THE FINANCIAL STATEMENTS
FUNDS ON DEPOSIT WITH THE CIVIL DISTRICT FOR THE PARISH OF
ORLEANS OF THE CITY OF NEW ORLEANS

NOTE A - Nature of Activities and Significant Accounting Policies (continued)

Estimates

The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

NOTE B – Cash and Investments

Cash and investments consisted of the following:

Cash	\$ 8,194,877
Investments	4,957,563
Certificates of Deposit	<u>157,916</u>
	<u>\$13,310,356</u>

Actual cash in banks and certificates of deposit as of December 31, 1998 were substantially covered by federal depository insurance or by collateral held in the agency's name.

Investments held in the name of the Civil District Court by its agent is a Category 1 investment under GASB 3 requirements. Statues authorize the Civil District Court to invest in direct United States Treasury obligations, bonds, debentures, notes or other indebtedness issued or guaranteed by U.S. government Instrumentalities which are federally sponsored or federal agencies that are backed by the full faith and credit of the United States; short-term repurchase agreements; and time certificates of deposit at financial institutions, state banks and national banks having their principal offices in Louisiana. Securities sold during 1998 totaled \$30,000,000.

The market value of the investment security as of December 31, 1998 is as follows:

	<u>Cost</u>	<u>Unrealized Gain</u>	<u>Unrealized Loss</u>	<u>Market Value</u>
U.S. Government Agency	<u>\$4,957,563</u>	<u>\$42,437</u>	<u>\$,0</u>	<u>\$5,000,000</u>

CHARMAINE PHILIPS-PLATENBURG
Certified Public Accountant

INDEPENDENT AUDITOR'S REPORT ON COMPLIANCE AND ON INTERNAL CONTROL
OVER FINANCIAL REPORTING BASED ON AN AUDIT OF FINANCIAL STATEMENTS
PERFORMED IN ACCORDANCE WITH *GOVERNMENT AUDITING STANDARDS*

To: Dale N. Atkins, Clerk of Civil District Court for the Parish of Orleans

I have audited the accompanying financial statements of Funds on Deposit with the Civil District Court for the Parish of Orleans as of and for the year ended December 31, 1998, and have issued my report thereon dated May 26, 1999. I conducted my audit in accordance with generally accepted auditing standards and the standards applicable to *Government Auditing Standards*, issued by the Comptroller General of the United States.

Compliance

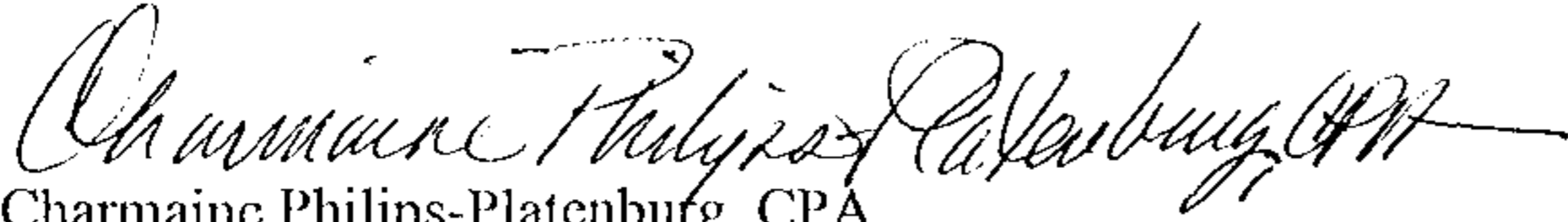
As part of obtaining reasonable assurance about whether the Funds on Deposit with the Civil District Court of the Parish of Orleans financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws and regulations, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of my audit, and accordingly, I do not express such an opinion. The results of my tests disclosed no instances of noncompliance that are required to be reported under *Government Auditing Standards*.

Internal Control Over Financial Reporting

In planning and performing my audit, I considered the Clerk of Civil District Court for the Parish of Orleans' internal control over financial reporting in order to determine my auditing procedures for the purpose of expressing an opinion on the financial statements and not to provide assurance on the internal control over financial reporting. My consideration of the internal control over financial reporting would not necessarily disclose all matters in the internal control over financial reporting that might be material weaknesses. A material weakness is a condition in which the design or operation of one or more of the internal control components does not reduce to a relatively low level the risk that misstatements in amounts that would be material in relation to the financial statements being audited may occur and not be detected within a timely period by employees in the normal course of performing their assigned functions. I noted no matters that I considered to be material weaknesses.

This report is intended solely for the information and use of management and others within the organization and over-sight entities and is not intended to be and should not be used by anyone other than those specified parties.

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Charmaine Philips-Platenburg, CPA

New Orleans, Louisiana

May 26, 1999

CHARMAINE PHILIPS-PLATENBURG

Certified Public Accountant

1340 Poydras Street • Suite 2130
New Orleans, LA 70112

Status of Findings

There were no prior or current year findings to present in this report. Therefore, a management letter was not prepared as part of this audit report.