

Formal Complaint Against Attorney Daryl “Rooster” Oliveaux

To: Louisiana Office of Disciplinary Counsel / Louisiana State Bar Association

Complainant:

Joshua Havens
PO Box 427
Bastrop, LA 71220
Email: joshua.havens420@gmail.com
Phone: 318-620-9587

Respondent Attorney:

Daryl “Rooster” Oliveaux

Statement of Complaint

I, Joshua Havens, file this complaint against attorney Daryl “Rooster” Oliveaux for misconduct and violation of his professional responsibilities in my criminal case.

Grounds for Complaint

1. Improper Competency Program Placement

Mr. Oliveaux subjected me to a competency restoration program despite no valid legal basis. This decision caused me to spend **a year and a half incarcerated before reaching court**, due to the backlog in the program.

2. Delay and Harm

The delay directly impacted my rights to a fair and speedy trial. I was forced into unnecessary confinement and endured hardship from being left in limbo during this extended period.

3. Failure to Represent Best Interests

The competency placement was not based on my actual condition or circumstances. Ultimately, I **did not rely on Mr. Oliveaux’s defense strategy** or his assertion of criminal insanity.

4. Resolution Without His Counsel

My case was resolved by a **different attorney, Scott McElroy**, through a best interest plea. This demonstrates that Mr. Oliveaux’s approach was both misguided and harmful to my case.

Violations of My Rights

Mr. Oliveaux’s conduct resulted in clear violations of my constitutional and legal rights, including:

Right to a Speedy Trial (Sixth Amendment & Louisiana Constitution, Article I, Section 16):

I was subjected to a **1.5-year delay** in court proceedings due to the unnecessary competency program.

This denied me the right to a fair and timely trial.

Right to Effective Assistance of Counsel (Sixth Amendment):

By pursuing a legally baseless insanity defense against my wishes, Oliveaux failed to represent my best interests, amounting to ineffective assistance of counsel.

Right to Due Process (Fifth & Fourteenth Amendments):

The decision to send me to a backlogged competency restoration program arbitrarily deprived me of liberty without fair justification, violating due process.

Right Against Unnecessary Confinement (Eighth Amendment & Liberty Interests):

The year and a half I spent in confinement without trial as a result of this program constituted unnecessary punishment and unlawful deprivation of my liberty.

Requested Action

I respectfully request that the Louisiana Bar Association investigate Mr. Oliveaux's actions for:

- **Negligence and misconduct** in unnecessarily subjecting me to a competency restoration program.
- **Violation of my rights** by prolonging my incarceration and delaying my access to court.
- **Failure to provide competent and ethical representation** as required under the Louisiana Rules of Professional Conduct.

Signature: _____

Date: _____