

COURTROOM "A"

OFFICIAL DOCKET

COURT OF APPEAL, FIFTH CIRCUIT

STATE OF LOUISIANA

101 DERBIGNY STREET, GRETNA, LOUISIANA

MONDAY, SEPTEMBER 29, 2014

COURT CONVENES AT: 10:00 AM

14-KA-238	STATE OF LOUISIANA VERSUS JOSHUA JOHNSON Terry M. Boudreaux, for Plaintiff-Appellee Mary Constance Hanes, for Defendant-Appellant
14-CA-318	BARRY J. TRICHE VERSUS MCDONALD'S CORPORATION D/B/A MCDONALD'S RESTAURANT #23088, MCDONALD'S RESTAURANTS OF LOUISIANA, INC., MCDONALD'S USA, L.L.C., XYZ INSURANCE COMPANY, AND JOHN DOE Lisa A. Montgomery, for Plaintiff-Appellant Lyon H. Garrison & Kevin F. Truxillo, for Defendant-Appellee
*14-CA-333	WARREN E. MOCKBEE, JR. VERSUS MELISSA LEE MOCKBEE Michael A. Britt, for Plaintiff-Appellant Leandre M. Millet, for Defendant-Appellee
14-KA-197	STATE OF LOUISIANA VERSUS CORY BROWN Terry M. Boudreaux, for Plaintiff-Appellee Jane L. Beebe, for Defendant-Appellant
14-KA-258	STATE OF LOUISIANA VERSUS LEONARD P. EARWOOD Terry M. Boudreaux, for Plaintiff-Appellee Bruce G. Whittaker, for Defendant-Appellant

COURT OF APPEAL, FIFTH CIRCUIT

STATE OF LOUISIANA

101 DERBIGNY STREET, GRETN, LOUISIANA

MONDAY, SEPTEMBER 29, 2014

COURT CONVENES AT: 10:00 AM

14-KA-257

STATE OF LOUISIANA

VERSUS

LARRY JAMES FONTENETTE, JR.

Terry M. Boudreaux, for Plaintiff-Appellee

Mary E. Roper, for Defendant-Appellant

IMPORTANT NOTICE REGARDING ORAL ARGUMENT

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POSTED: August 06, 2014

REVISED: September 16, 2014

**BY ORDER OF THE COURT
CHERYL Q. LANDRIEU, CLERK
(504) 376-1400**

COURT OF APPEAL, FIFTH CIRCUIT
STATE OF LOUISIANA

101 DERBIGNY STREET, GRETNA, LOUISIANA

MONDAY, SEPTEMBER 29, 2014

COURT CONVENES AT: 10:00 AM

14-CA-427

HEATHER WILLIS
VERSUS
WILLIAM DEMELO

Lorna Perez Turnage, for Plaintiff-Appellee
Mitchell A. Palmer, Roy M. Bowes, Joshua P. Matthews & Gary J. Clark, for
Defendant-Appellant

14-KA-437

STATE OF LOUISIANA
VERSUS
SHAWN MURPHY A/K/A DON MURPHY

Terry M. Boudreaux, for Plaintiff-Appellee
Margaret S. Sollars, for Defendant-Appellant

14-KA-24

STATE OF LOUISIANA
VERSUS
ROGER D. CHAIRS "AKA LIL ROG"

Terry M. Boudreaux, for Plaintiff-Appellee
Margaret S. Sollars, for Defendant-Appellant

14-CA-324

SUCCESSION OF MARJORIE FERNANDEZ SIRGO

Vallerie L. Oxner, for Plaintiff-Appellant
Elwood C. Stevens, for Defendant-Appellee

14-CA-332

KELLEY R. QUIGLEY
VERSUS
HARBOR SEAFOOD & OYSTER BAR, LRASIF CLAIMS MANAGEMENT

Paul L. Billingsley, for Plaintiff-Appellant
Donald C. Douglas, Jr., for Defendant-Appellee

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COURT OF APPEAL, FIFTH CIRCUIT
STATE OF LOUISIANA

101 DERBIGNY STREET, GRETNA, LOUISIANA

MONDAY, SEPTEMBER 29, 2014

COURT CONVENES AT: 01:00 PM

14-KA-364

STATE OF LOUISIANA
VERSUS
TROY S. CRAWFORD

Terry M. Boudreaux, for Plaintiff-Appellee
Powell W. Miller, for Defendant-Appellant

14-CA-340

MATTHEW MARTINEZ
VERSUS
JEFFERSON PARISH SCHOOL; CHRISTY PARRIA, DIANE DESPAUX; MICHELLE
OHOA; PRINCETON EXCESS SURPLUS INSURANCE COMPANY

Ashley D. Nichols & Joseph C. Larre', for Plaintiff-Appellant
Glenn D. Price, Jr. & Michael G. Fanning, for Defendant-Appellee
Michelle Ohoa - In Proper Person, for Defendant-Appellee

14-CA-351

TRACY RAY LOMONT
VERSUS
MICHELLE MYER-BENNETT AND XYZ INSURANCE COMPANY

Frank W. Lagarde, Jr., for Plaintiff-Appellant
Jeffrey W. Bennett, Michelle M. Bennett & Andrew T. Lilly, for Defendant-Appellee

14-CA-423

WILLIAM J. NEWTON, NSB PROPERTIES, L.L.C. AND NSB IV PROPERTIES
VERSUS
TOM BRENAN, JUDY STEVENS, TERRY STEVENS, SR., TERRY STEVENS, JR. AND
CLYDE DUCOTE

Jerald L. Album, for Plaintiff-Appellee
Carl A. Butler & Tiffany M. Fleming, for Plaintiff-Appellee
Eric A. Holden, for Defendant-Appellant
David I. Courcelle, for Defendant-Appellee
John A. Treme - In Proper Person, for Defendant-Appellee

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COURT OF APPEAL, FIFTH CIRCUIT
STATE OF LOUISIANA

101 DERBIGNY STREET, GRETNA, LOUISIANA

MONDAY, SEPTEMBER 29, 2014

COURT CONVENES AT: 01:00 PM

14-CA-313

CLARA BOUTIN AND WILTON BOUTIN
VERSUS
THE ROMAN CATHOLIC CHURCH OF THE DIOCESE OF BATON ROUGE, ST.
JOSEPH CATHOLIC CHURCH AND CATHOLIC MUTUAL GROUP

Fred R. DeFrancesch, Tomy J. Acosta & James A. Harry, for Plaintiff-Appellant
Daniel R. Atkinson, Jr. & John W. Perry, III, for Defendant-Appellee

14-KA-76

STATE OF LOUISIANA
VERSUS
ROBERT CHARLES MILLETTE

Terry M. Boudreaux, for Plaintiff-Appellant
Robert M. Louque, Jr., for Defendant-Appellee

*14-CA-261

STEVEN M. STOLL
VERSUS
JUDITH M. STICH A/K/A JUDITH M. STOLL A/K/A JUDITH M. LETELLIER &
ELIZABETH A. STICH A/K/A ELIZABETH A. STOLL A/K/A ELIZABETH A.
LETELLIER

Stavros Panagouloupoulos, for Plaintiff-Appellant
Judith Stitch, In Proper Person, for Defendant-Appellee

*14-CA-236

DYLAN CAREY GUTIERREZ INDIVIDUALY AND AS THE SURVIVOR OF HIS
MOTHER, BARBARA VIOLA FOUCHI
VERSUS
STATE FARM FIRE AND CASUALTY INSURANCE COMPANY

J. Patrick Connick, for Plaintiff-Appellant
John E. McAuliffe, Jr., for Defendant-Appellee

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COURT OF APPEAL, FIFTH CIRCUIT
STATE OF LOUISIANA

101 DERBIGNY STREET, GRETNA, LOUISIANA

TUESDAY, SEPTEMBER 30, 2014

COURT CONVENES AT: 10:00 AM

14-CA-300

MATTHEW S. GHERGICH, IV
VERSUS
PAUL TOYE, III, PAUL TOYE, IV, SAL MICHEL, AND
ADVANCE PAIN MANAGEMENT CLINIC, LLC

John A. Venezia, for Plaintiff-Appellant
Edwin A. Stoutz, Jr., & W. Clifton Stoutz, for Defendant-Appellee

14-CA-336

HAROLD PESSES
VERSUS
NICHOLAS J. ANGELICA, M.D., LOUISIANA MEDICAL MUTUAL INSURANCE
COMPANY AND JOSEPH W. HAUTH, M.D.

Edward P. Gothard, for Plaintiff-Appellant
Peter E. Sperling & John B. Cazale, for Defendant-Appellee

*14-CA-294

SYLVIA RICHTHOFEN, SURVIVING WIDOW OF JAMES RICHTHOFEN, CHRIS
RICHTHOFEN; PEGGY FORTNER; TAMMY STOCKSTILL; JAMES RICHTHOFEN;
RANDY RICHTHOFEN; MARSHA JIMINEZ; MELISSA HECKARD; MELINDA
RICHTHOFEN; AND LANCE RICHTHOFEN, ALL INDIVIDUALLY AND ON
BEHALF OF THE DECEDENT, JAMES RICHTHOFEN; AND MELINDA
RICHTHOFEN ON BEHALF OF PATRICIA RICHTHOFEN
VERSUS
JESUS MANDINA, DEYSU NOEMY PEREIRA AND XYZ INSURANCE COMPANY

Jack W. Harang & Richard J. Richthofen, Jr., for Plaintiff-Appellee
Randy Richthofen #424780 - In Proper Person, for Plaintiff-Appellant
W. Ryan Acomb & Michele Trowbridge Barreca, for Defendant-Appellee

*14-CA-465

STATE OF LOUISIANA IN THE INTEREST OF A.V., T.V., AND C.V.

Amanda M. Koloski, for Plaintiff-Appellant
Fontella Fountain Baker, for Parent-Appellee
Eric Carter, for Parent-Appellee
Paul B. Arceneaux, for Minor-Appellee

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TUESDAY, SEPTEMBER 30, 2014

COURT CONVENES AT: 10:00 AM

14-KA-298

STATE OF LOUISIANA

VERSUS

JACOLE Q. GATLIN

Terry M. Boudreaux, for Plaintiff-Appellee

Bruce G. Whittaker, for Defendant-Appellant

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COURT OF APPEAL, FIFTH CIRCUIT
STATE OF LOUISIANA

101 DERBIGNY STREET, GRETNA, LOUISIANA

TUESDAY, SEPTEMBER 30, 2014

COURT CONVENES AT: 10:00 AM

14-CA-301

THE CITY OF GRETNA
VERSUS
MARK MORICE

E. John Litchfield, Carey B. Daste & Michael J. Marsiglia, for Plaintiff-Appellant
Alex D. Lambert, for Defendant-Appellee

14-KA-241

STATE OF LOUISIANA
VERSUS
ROSS KELLY

Terry M. Boudreaux, for Plaintiff-Appellee
Bruce G. Whittaker, for Defendant-Appellant

14-KA-259

STATE OF LOUISIANA
VERSUS
RYAN JAUFRE

Terry M. Boudreaux, for Plaintiff-Appellee
Frederick J. Kroenke, Jr., for Defendant-Appellant

14-CA-234

FELIX CORTES-VALENCIA, EDWARD SANTOS AND PEDRO MENDOZA
VERSUS
JEFFREY CREWS, TENNESSEE FARMERS MUTUAL INSURANCE COMPANY AND
ACCESS INSURANCE COMPANY

Ivan A. Orihuela, for Plaintiff-Appellant
Lorraine P. McInnis & James W. Hailey, III, for Defendant-Appellee

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COURT OF APPEAL, FIFTH CIRCUIT
STATE OF LOUISIANA

101 DERBIGNY STREET, GRETNA, LOUISIANA

TUESDAY, SEPTEMBER 30, 2014

COURT CONVENES AT: 01:00 PM

14-CA-365

SHINEDA TAYLOR
VERSUS
ROBERT JEAN DOING BUSINESS AS/AND AIRLINE SKATE CENTER
INCORPORATED

Jacqueline R. Campbell & Thomas E. Campbell, for Plaintiff-Appellant
Lambert J. Hassinger, Jr. & Jason A. Camelford, for Defendant-Appellee

14-KA-215

STATE OF LOUISIANA
VERSUS
GREGORY REAUX

Terry M. Boudreaux, for Plaintiff-Appellee
Jason R. Williams & Nicole Burdett, for Defendant-Appellant

14-KA-378

STATE OF LOUISIANA
VERSUS
KEVIN WISE

Terry M. Boudreaux, for Plaintiff-Respondant
Lieu T. Vo Clark, for Defendant-Relator

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COURT OF APPEAL, FIFTH CIRCUIT
STATE OF LOUISIANA

101 DERBIGNY STREET, GRETNA, LOUISIANA

TUESDAY, SEPTEMBER 30, 2014

COURT CONVENES AT: 01:00 PM

*14-CA-264

CHRISTY DAVIS, INDIVIDUALLY AND ON BEHALF OF HER DECEASED CHILD,
TERANCE AUGUSTINE
VERSUS
STEVE CARAWAY IN HIS CAPACITY AS CHIEF OF POLICE OF THE CITY OF
KENNER, CITY OF KENNER, LASONYA LATHERS, INDIVIDUALLY AND ON
BEHALF OF HER MINOR CHILD, CHARLES LATHERS, NICOLE WILSON,
INDIVIDUALLY AND ON BEHALF OF HER MINOR CHILD, TORY CLARK

Sharry I. Sandler, for Plaintiff-Appellant
Deborah A. Villio & Patricia S. LeBlanc, for Defendant-Appellee

*14-CA-317

ERICH CHRISTOPHER PUDERER
VERSUS
HONEY'S AMUSEMENT CORPORATION AND JOHN M. WATTIGNY

Jean-Paul Layrisson & Krista M. Eleew, for Plaintiff-Appellee
Robert L. Wattigny - In Proper Person, for Defendant-Appellee
Richard P. Bullock, Chad B. Ham & Douglas S. Hammel, for Defendant-Appellant

14-CA-208

BOBBIE VAUGHAN
VERSUS
SWIFT TRANSPORTATION COMPANY, INC., ACE AMERICAN INSURANCE
COMPANY AND JAMES K. WALKER

Bobbie Vaughn, for Plaintiff-Appellant, In Proper Person
Campbell E. Wallace, for Defendant-Appellee

14-CA-360

STATE OF LOUISIANA, DEPARTMENT OF CHILDREN AND FAMILY SERVICES IN
THE INTEREST OF B.B.
VERSUS
C.B.

Amanda L. Calogero, John D. Fitzmorris, Jr. & Timothy P. O'Rourke, for Plaintiff-Appellee
Alan D. Ezkovich & Aaron J. Weidenhaft, for Defendant-Appellant
Lila M. Samuel, for Parents-Appellee

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TUESDAY, SEPTEMBER 30, 2014

COURT CONVENES AT: 01:00 PM

14-KA-84

STATE OF LOUISIANA

VERSUS

ARNOLD T. ROSS

Terry M. Boudreaux, for Plaintiff-Appellee

Lieu T. Vo Clark, for Defendant-Appellant

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TUESDAY, SEPTEMBER 30, 2014

COURT CONVENES AT: 11:30 AM

13-KA-552

STATE OF LOUISIANA
VERSUS
VINCENT M. CASTILLO

Terry M. Boudreaux, for Plaintiff-Appellee
Margaret S. Sollars, for Defendant-Appellant

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