

# Supreme Court of Louisiana

## OFFICIAL DOCKET

### IMPORTANT NOTICE

The Rules of court provide that the time period for oral argument will be allotted in the following fashion: Forty minutes divided equally between the opposing parties in lawyer discipline cases and all criminal cases except capital cases; Sixty minutes divided equally between the opposing parties in civil cases and Judiciary Commission matters; Eighty minutes divided equally between the opposing parties in capital cases. Additional time may be allotted, but only for good cause upon request made in advance of argument.

MONDAY, MAY 04, 2015

2:00 P.M. SESSION

ALL COUNSEL ARE REQUIRED TO REPORT TO THE COURT CRIER FIFTEEN (15)  
MINUTES PRIOR TO THE CONVENING OF COURT

**2013-KA-1631** STATE OF LOUISIANA VS. LAMONDRE TUCKER

Retired Judge Burrell J. Carter, assigned as Justice ad hoc, sitting for Crichton, J., recused, in case number 2013-KA-1631 only.

ON APPEAL FROM THE FIRST JUDICIAL DISTRICT COURT FOR  
THE PARISH OF CADDO

CADDO PARISH PUBLIC DEFENDER'S OFFICE,  
David R. McClatchey;  
CAPITAL APPEALS PROJECT,  
Sarah Lynn Ottinger,  
G. Benjamin Cohen,  
Cecelia Trenticosta;  
Richard John Bourke;  
James William Craig;  
For Appellant;

LOUISIANA DEPARTMENT OF JUSTICE,  
Hon. James D. Caldwell, Attorney General,  
CADDO PARISH DISTRICT ATTORNEY'S OFFICE,  
Hon. Dale G. Cox, District Attorney,  
Suzanne Owen, Assistant District Attorney,  
William Jacob Edwards, Assistant District Attorney,  
Sarah Midboe, Assistant District Attorney,  
For Appellee.

# Supreme Court of Louisiana

MONDAY, MAY 04, 2015

2:00 P.M. SESSION

**2014-CK-1410** STATE IN THE INTEREST OF K.L.A.

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, THIRD  
CIRCUIT, PARISH OF CALCASIEU

LOUISIANA DEPARTMENT OF JUSTICE,  
Hon. James D. Caldwell, Attorney General,  
Emma J. DeVillier, Assistant Attorney General,  
Colin Andrew Clark, Assistant Attorney General;  
CALCASIEU PARISH DISTRICT ATTORNEY'S OFFICE,  
Hon. John F. DeRosier, District Attorney,  
Carla Sue Sigler, Assistant District Attorney,  
Karen McLellan, Assistant District Attorney;  
For Applicant;

CALCASIEU PARISH PUBLIC DEFENDER'S OFFICE,  
Edward King Alexander, Jr.,  
Necole M. Williams;  
For Respondent.

**2014-C-1899** HOLLY D. SWAYZE, ET AL. VS. STATE FARM MUTUAL  
AUTOMOBILE INSURANCE COMPANY, ET AL.

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, SECOND  
CIRCUIT, PARISH OF OUACHITA

Anthony J. Bruscato;  
Sarah Catherine Leary;  
For Applicant;

DAVENPORT, FILES & KELLY, LLP,  
Martin Shane Craighead;  
For Respondent.

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TUESDAY, MAY 05, 2015

9:30 A.M. SESSION

ALL COUNSEL ARE REQUIRED TO REPORT TO THE COURT CRIER FIFTEEN (15)  
MINUTES PRIOR TO THE CONVENING OF COURT

**2014-C-2225** WILLIAM HENRY SHANE VS. THE PARISH OF JEFFERSON, STATE  
OF LOUISIANA, AND THE JEFFERSON PARISH ECONOMIC  
DEVELOPMENT COMMISSION

Retired Judge Hillary J. Crain, assigned as Justice ad  
hoc, sitting for Guidry, J., recused, in case number  
2014-C-2225 only.

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, FIFTH  
CIRCUIT, PARISH OF JEFFERSON

FISHMAN HAYGOOD PHELPS WALMSLEY WILLIS & SWANSON,  
Loretta Gallaher Mince,  
Alysson Leigh Mills;  
For Applicant;

AARON & GIANNA PLC,  
William David Aaron, Jr.;  
DeWayne L. Williams;  
JEFFERSON PARISH ATTORNEY'S OFFICE,  
Kenneth Benjamin Krobert;  
SCHONEKAS, EVANS, MCGOEY & MCEACHIN, LLC,  
Kyle Schonekas,  
Patrick Shaw McGoey,  
Andrea Vieau Timpa;  
For Respondent.

# Supreme Court of Louisiana

TUESDAY, MAY 05, 2015

9:30 A.M. SESSION

**2014-C-2279** EDDIE HOFFMAN VS. 21ST CENTURY NORTH AMERICA INSURANCE COMPANY AND CAROLYN ELZY

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, FIRST CIRCUIT, PARISH OF EAST BATON ROUGE

KLEINPETER & SCHWARTZBERG, LLC,  
Robert Elton Kleinpeter;  
SPENCER CALAHAN, LLC,  
Spencer Hewell Calahan,  
David Michael Lefevre;  
For Applicant;

BARNETT & RONIGER,  
Richard Donnelly Roniger, II;  
PERRIER & LACOSTE, LLC,  
Ralph Joseph Aucoin, Jr.;  
PORTEOUS, HAINKEL & JOHNSON, LLP,  
James Robert Nieset, Jr.;  
For Respondent.

**2014-C-2362** RICHARD L. REYNOLDS VS. ROBERT J. BORDELON III, ROBERT J. BORDELON JR., USAGENCIES CASUALTY INSURANCE COMPANY, AUTOMOBILE CLUB INTER-INSURANCE EXCHANGE, AND/OR AUTO CLUB FAMILY INSURANCE COMPANY D/B/A TRIPLE A INSURANCE, NISSAN NORTH AMERICA, INFINITY DIVISION OF NISSAN NORTH AMERICA, INC., A LUXURY CAR DIVISION OF NISSAN MOTORS, INSURANCE AUTO AUCTIONS CORP., ABC INSURANCE COMPANY, DEF INSURANCE COMPANY AND XYZ INSURANCE COMPANY C/W STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY AS SUBROGEE OF/AND LINDA DUPUY VS. ROBERT BORDELON AND USAGENCIES CASUALTY INSURANCE COMPANY

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, FIRST CIRCUIT, PARISH OF ST. TAMMANY

Christine Yvonne Voelkel;  
For Applicant;

CHOPIN, WAGAR, RICHARD & KUTCHER, LLP,  
Richard Allan Chopin,  
Michael Leon Cohen;  
MCCRANIE, SISTRUNK, ANZELMO, HARDY, MCDANIEL & WEL,  
Keith W. McDaniel;  
STONE PIGMAN WALTHER WITTMANN, LLC,  
Michael Quirk Walshe, Jr.,  
Justin Paul Lemaire;  
For Respondent.

CONSOLIDATED WITH NO. 2014-C-2371

# Supreme Court of Louisiana

TUESDAY, MAY 05, 2015

9:30 A.M. SESSION

2014-C-2371

RICHARD L. REYNOLDS VS. ROBERT J. BORDELON III, ROBERT J. BORDELON JR., USAGENCIES CASUALTY INSURANCE COMPANY, AUTOMOBILE CLUB INTER-INSURANCE EXCHANGE, AND/OR AUTO CLUB FAMILY INSURANCE COMPANY D/B/A TRIPLE A INSURANCE, NISSAN NORTH AMERICA, INFINITY DIVISION OF NISSAN NORTH AMERICA, INC., A LUXURY CAR DIVISION OF NISSAN MOTORS, INSURANCE AUTO AUCTIONS CORP., ABC INSURANCE COMPANY, DEF INSURANCE COMPANY AND XYZ INSURANCE COMPANY C/W STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY AS SUBROGEE OF/AND LINDA DUPUY VS. ROBERT BORDELON AND USAGENCIES CASUALTY INSURANCE COMPANY

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, FIRST CIRCUIT, PARISH OF ST. TAMMANY

Christine Yvonne Voelkel;  
For Applicant;

CHOPIN, WAGAR, RICHARD & KUTCHER, LLP,  
Richard Allan Chopin;  
MCCRANIE, SISTRUNK, ANZELMO, HARDY, MCDANIEL & WEL,  
Keith W. McDaniel,  
Quincy T. Crochet,  
Meghan Brianne Shumaker,  
Zachary Popovich;  
STONE PIGMAN WALTHER WITTMANN, LLC,  
Michael Quirk Walshe, Jr.,  
Justin Paul Lemaire;  
For Respondent.

POSTED: MARCH 20, 2015. REVISED: APRIL 24, 2015.

# Supreme Court of Louisiana

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TUESDAY, MAY 05, 2015

2:00 P.M. SESSION

ALL COUNSEL ARE REQUIRED TO REPORT TO THE COURT CRIER FIFTEEN (15)  
MINUTES PRIOR TO THE CONVENING OF COURT

**2014-C-2483**

TRACY RAY LOMONT VS. MICHELLE MYER-BENNETT AND XYZ  
INSURANCE COMPANY

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, FIFTH  
CIRCUIT, PARISH OF JEFFERSON

Frank W. Lagarde, Jr.;  
For Applicant;

LILLY PLLC,  
Andrew Tillman Lilly;  
For Respondent.

**2015-CA-432**

KASHA LAPOINTE VS. VERMILION PARISH SCHOOL BOARD, ET  
AL.

ON APPEAL FROM THE COURT OF APPEAL, THIRD CIRCUIT,  
PARISH OF VERMILION

FAIRCLOTH MELTON, LLC,  
Jimmy Roy Faircloth, Jr.,  
Christie C. Wood;  
LOUISIANA DEPARTMENT OF JUSTICE,  
Hon. James D. Caldwell, Attorney General;  
Calvin Eugene Woodruff, Jr.;  
For Appellant;

BLACKWELL & ASSOCIATES,  
Brian Francis Blackwell;  
For Appellee.

# Supreme Court of Louisiana

TUESDAY, MAY 05, 2015

2:00 P.M. SESSION

**2014-K-945**

STATE OF LOUISIANA VS. WILLIE JAMES ROBERTSON

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, THIRD  
CIRCUIT, PARISH OF LAFAYETTE

Possible Summary  
Disposition

LAFAYETTE PARISH DISTRICT ATTORNEY'S OFFICE,  
Hon. Keith A. Stutes, District Attorney,  
Roger P. Hamilton, Jr., Assistant District Attorney;  
LOUISIANA DEPARTMENT OF JUSTICE,  
Hon. James D. Caldwell, Attorney General;  
For Applicant;

EDWARD J. MARQUET, PLC,  
Edward John Marquet;  
For Respondent.

POSTED: MARCH 20, 2015. REVISED MAY 5, 2015.

# Supreme Court of Louisiana

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WEDNESDAY, MAY 06, 2015

9:30 A.M. SESSION

ALL COUNSEL ARE REQUIRED TO REPORT TO THE COURT CRIER FIFTEEN (15)  
MINUTES PRIOR TO THE CONVENING OF COURT

**2015-B-284**

IN RE: JOYCE NANINE MCCOOL

Retired Judge James L. Cannella, assigned as Justice ad hoc, sitting for Hughes, J., recused, in case number 2015-B-284 only.

ATTORNEY DISCIPLINARY PROCEEDING

OFFICE OF DISCIPLINARY COUNSEL,  
Charles Bennett Plattsmier,  
Tammy Pruet Northrup;  
For Applicant;

MCCOOL LAW, LLC,  
Joyce Nanine McCool;  
RICHARD DUCOTE, PC,  
Richard Lynn Ducote;  
For Respondent.

**2015-B-243**

IN RE: DONALD R. PRYOR

ATTORNEY DISCIPLINARY PROCEEDING

OFFICE OF DISCIPLINARY COUNSEL,  
Charles Bennett Plattsmier,  
Tammy Pruet Northrup;  
For Applicant;

Shelia Carol Myers;  
Donald Ray Pryor;  
For Respondent.



# Supreme Court of Louisiana

WEDNESDAY, MAY 06, 2015

9:30 A.M. SESSION

**2014-CA-2506** LEE W. RAND, JEREMY D. BOYCE, KEISHA M. GUICHARD, AND  
EDMOND J. HARRIS VS. CITY OF NEW ORLEANS

ON APPEAL FROM THE CIVIL DISTRICT COURT FOR THE PARISH  
OF ORLEANS

CITY OF NEW ORLEANS ATTORNEY'S OFFICE,  
Shawn Lindsay,  
Sharonda R. Williams;  
LEBLANC & BUTLER, LLC,  
Patricia Schuster LeBlanc,  
Deborah A. Villio,  
Michael Louis Fantaci;  
For Appellant;

VALTEAU, HARRIS, KOENIG & MAYER,  
Paul R. Valteau, Jr.;  
For Appellee.

POSTED: MARCH 20, 2015. REVISED: APRIL 24, 2015. REVISED: MAY 4, 2015