

06/13/02 "See News Release 050 for any concurrences and/or dissents."

SUPREME COURT OF LOUISIANA

NO. 02-C-902

TERESA LEWIS WHITE

VERSUS

BEAUREGARD MEMORIAL HOSPITAL, ET AL.

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

PER CURIAM

GRANTED. In Underwood v. Lane Memorial Hospital, 97-1997, at p. 5 (La. 7/8/98), 714 So.2d 715, 718, we held that the use of the word "shall" in La. Rev. Stat. 13:5104(B) "indicates a legislative intent that a single political subdivision can be sued only in one of the two specified parishes and that no other exceptions are applicable." The court of appeal therefore erred in applying La. Code Civ. Proc. art. 73 to this case. Accordingly, the judgments of the trial court and court of appeal are reversed. The matter is remanded to the trial court which is instructed to grant defendant's motion of improper venue.

DECREE: REVERSED AND REMANDED