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SUPREME COURT OF LOUISIANA

No. 07-C-552

JAMES DARBY

versus

**CITY OF NEW ORLEANS, DEPARTMENT OF POLICE,
AND EDWIN COMPASS, SUPERINTENDENT OF POLICE**

PER CURIAM

The plaintiff has failed to exhaust his remedies with Civil Service Commission, and therefore the writ of mandamus is premature. Accordingly, the decision of the court of appeal granting the writ of mandamus is reversed, and the exception of prematurity is granted.

REVERSED.