

11/26/2008 "See News Release 075 for any Concurrences and/or Dissents."

SUPREME COURT OF LOUISIANA

No. 08-CC-2441

ARLEEN PELLEGAL, ET AL.

VERSUS

**NORTHROP GRUMMAN SHIP SYSTEMS, INC. F/K/A AVONDALE
INDUSTRIES, INC., ET AL.**

CALOGERO, Chief Justice, concurs in the denial of the writ and assigns reasons

While I join the majority in denying this writ application, I write separately to express the view that Plaintiffs/Relators are free to reurge their motion during the course of the proceeding if it becomes apparent that Mr. Gravelles' testimony is critical to the case. Additionally, Plaintiffs/Relators may seek a remedy on appeal, at which time the court of appeal will have the benefit of a fully-developed record.