

# Supreme Court of Louisiana

FOR IMMEDIATE NEWS RELEASE

NEWS RELEASE #062

FROM: CLERK OF SUPREME COURT OF LOUISIANA

The Per Curiam handed down on the 23rd day of September, 2011, are as follows:

**PER CURIAM:**

2011-C -0205

TRANS PACIFIC INTERACTIVE, INC. v. U.S. TELEMETRY CORPORATION;  
U.S. TELEMETRY NETWORK, INC.; U.S. TELEMETRY-BAKERSFIELD, LLC;  
DATEX SPECTRUM, LLC; THOMAS L. SIEBERT, K. STEVEN ROBERTS, ROBERT  
S. MILLER, DON M. CLARKE, JAMES K. GABLE, CHARLES M. BRUCE, JOHN  
J. BROUSSARD, HENRY (HANK) MILLS, CLAY M. ALLEN, AND STEPHEN D.  
GAVIN (Parish of E. Baton Rouge)

Accordingly, we recall our order of April 8, 2011 as  
improvidently granted, and we deny defendants' writ application.

WEIMER, J., dissents with reasons.  
GUIDRY, J., dissents.

SUPREME COURT OF LOUISIANA

No. 2011-C-0205

TRANS PACIFIC INTERACTIVE, INC.

VERSUS

U.S. TELEMETRY CORPORATION; U.S. TELEMETRY  
NETWORK, INC.; U.S. TELEMETRY-BAKERSFIELD, LLC;  
DATEX SPECTRUM, LLC; THOMAS L. SIEBERT,  
K. STEVEN ROBERTS, ROBERT S. MILLER,  
DON M. CLARKE, JAMES K. GABLE, CHARLES M. BRUCE,  
JOHN J. BROUSSARD, HENRY (HANK) MILLS,  
CLAY M. ALLEN, AND STEPHEN D. GAVIN

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

PER CURIAM

We granted defendants' application for a writ of certiorari in this case on April 8, 2011. After hearing oral arguments and reviewing the record of the matter, we conclude the judgment below does not require the exercise of this court's supervisory authority. Accordingly, we recall our order of April 8, 2011 as improvidently granted, and we deny defendants' writ application.

09/23/11

**SUPREME COURT OF LOUISIANA**

**No. 11-C-0205**

**TRANS PACIFIC INTERACTIVE, INC.**

**VERSUS**

**U.S. TELEMETRY CORPORATION; U.S. TELEMETRY  
NETWORK, INC.; U.S. TELEMETRY-BAKERSFIELD, LLC;  
DATEX SPECTRUM, LLC; THOMAS L. SIEBERT;  
K. STEVEN ROBERTS; ROBERT S. MILLER; DON M. CLARKE;  
JAMES K. GABLE; CHARLES M. BRUCE; JOHN J. BROUSSARD;  
HENRY (HANK) MILLS; CLAY M. ALLEN AND STEPHEN D. GAVIN**

*On Writ of Certiorari to the Court of Appeal, First Circuit, Parish of East Baton Rouge*

**WEIMER, J., dissents**

I respectfully dissent from the majority's decision to recall the writ. Having granted the writ, I would resolve this case on the merits.