

SUPREME COURT OF LOUISIANA

No. 2018-C-1263

GILDA WOODS

VERSUS

**WINN-DIXIE MONTGOMERY, L.L.C., THE COCA-COLA COMPANY
A.K.A. LOUISIANA COCA-COLA BOTTLING COMPANY A.K.A. COCA-
COLA REFRESHMENTS USA, INC., AND JONATHAN BURDEN**

**ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, FIFTH
CIRCUIT, PARISH OF ST. CHARLES**

CRICHTON, J., would grant and docket and assigns reasons:

In this trip and fall case, the underlying issue is whether two cases of drinks left in the beverage aisle of a grocery store by a distributor created an unreasonable risk of harm, leading to a finding of liability as found by the trial court here, or whether it was an open and obvious condition, which would lead to an opposite result. I would grant and docket the defendant's application in this matter to explore whether the trial court erred in delivering what the court of appeal deemed to be a "compressed" jury instruction regarding the factors used to determine whether a condition is open and obvious. *See Broussard v. State, through Office of State Bldgs., Div. of Admin.*, 12-1238 (La. 4/5/13), 113 So.3d 175, 184.