

# **SUPREME COURT OF LOUISIANA**

**No. 97 -C-0293  
Consolidated with  
No. 97-C-0302**

**DANNY P. AND MARY G. THOMPSON, ET AL**

**Versus**

**STATE OF LOUISIANA, ET AL**

**CALOGERO, C.J., dissenting.**

The district court received ample evidence to support the conclusion that the accident occurred as a result of Thompson's car striking a branch overhanging the roadway. The district court also correctly found that the State is liable for this dangerous condition under civil code article 2317 and revised statute 9:2800.

Upon review of the record, I do not believe the district court erred in their conclusions — much less that the determination of the district court was manifestly erroneous or clearly wrong.

The Court of Appeal therefore erred in reversing the district court, and the majority here has perpetuated that error.