

# Supreme Court of Louisiana

## OFFICIAL DOCKET

### IMPORTANT NOTICE

The Rules of court provide that the time period for oral argument will be allotted in the following fashion: Forty minutes divided equally between the opposing parties in lawyer discipline cases and all criminal cases except capital cases; Sixty minutes divided equally between the opposing parties in civil cases and Judiciary Commission matters; Eighty minutes divided equally between the opposing parties in capital cases. Additional time may be allotted, but only for good cause upon request made in advance of argument.

MONDAY, DECEMBER 08, 2014

2:00 P.M. SESSION

ALL COUNSEL ARE REQUIRED TO REPORT TO THE COURT CRIER FIFTEEN (15)  
MINUTES PRIOR TO THE CONVENING OF COURT

Judge Scott J. Crichton, assigned as Justice ad hoc, sitting for  
Justice Jeffrey P. Victory in all cases in this session.

**2014-C-969**

CRESCENT PROPERTY PARTNERS, LLC VS. AMERICAN  
MANUFACTURERS MUTUAL INSURANCE COMPANY, BISON BUILDING  
MATERIALS OF TEXAS, INC., ET AL. C/W GREYSTAR  
DEVELOPMENT AND CONSTRUCTION, LP VS. CRESCENT PROPERTY  
PARTNERS, LLC, BISON BUILDING MATERIALS OF TEXAS,  
INC., ET AL. C/W BISON BUILDING MATERIALS OF TEXAS,  
INC., BISTROL FIBERLITE INDUSTRIES, INC., CHAMPION  
WINDOW, INC., ET AL. VS. GREYSTAR DEVELOPMENT AND  
CONSTRUCTION, LP.

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, FOURTH  
CIRCUIT, PARISH OF ORLEANS

CHRISTOVICH & KEARNEY,  
Kevin Richard Tully,  
Joseph Warren Gardner, Jr.,  
Howard Carter Marshall;  
For Applicant;

ALLEN & GOOCH,  
Michael Edward Parker;  
BLUE WILLIAMS, LLP,  
Thomas Glenn Buck;  
COATS, ROSE, YALE, RYMAN & LEE,  
Daniel Lund, III.;  
CONNICK & CONNICK, LLC,  
Michael Scott Futrell;  
DEGAN, BLANCHARD & NASH, APLC,  
Foster P. Nash, III.;  
KRACHT AND FRAZIER LLP,  
Scott Edward Frazier;  
PANAGIOTIS & ARMBRUSTER,  
D. C. Panagiotis;

# Supreme Court of Louisiana

MONDAY, DECEMBER 08, 2014

2:00 P.M. SESSION

PERRY, ATKINSON, BALHOFF, MENGIS & BURNS, LLC,  
Daniel R. Atkinson, Jr.;  
SHIELDS / MOTT LLP,  
Lloyd Noble Shields;  
STANLEY, REUTER, ROSS, THORNTON & ALFORD, LLC,  
Richard Charles Stanley,  
William Raley Alford, III.;  
THE MAYHALL LAW FIRM, APLC,  
John Covington Henry;  
TRAVELERS INSURANCE CO.,  
Barbara Malik Weller;  
ZAUNBRECHER TREADAWAY, LLC,  
Alan Anthony Zaunbrecher;  
For Respondent.

CONSOLIDATED WITH NO. 2014-C-973

**2014-C-973**

CRESCENT PROPERTY PARTNERS, LLC VS. AMERICAN  
MANUFACTURERS MUTUAL INSURANCE COMPANY, BISON BUILDING  
MATERIALS OF TEXAS, INC., ET AL. C/W GREYSTAR  
DEVELOPMENT AND CONSTRUCTION, LP VS. CRESCENT PROPERTY  
PARTNERS, LLC, BISON BUILDING MATERIALS OF TEXAS,  
INC., ET AL. C/W BISON BUILDING MATERIALS OF TEXAS,  
INC., BRISTOL FIBERLITE INDUSTRIES, INC., CHAMPION  
WINDOW, INC., ET AL. VS. GREYSTAR DEVELOPMENT AND  
CONSTRUCTION, LP.

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, FOURTH  
CIRCUIT, PARISH OF ORLEANS

ALLEN & GOOCH,  
Michael Edward Parker;  
Michael David Zelden;  
BLUE WILLIAMS, LLP,  
Thomas Glenn Buck,  
Brett W. Tweedel;  
CONNICK & CONNICK, LLC,  
Gregory Charles Fahrenholt;  
DEGAN, BLANCHARD & NASH, APLC,  
Karl Howard Schmid;  
KRACHT AND FRAZIER LLP,  
Scott Edward Frazier,  
Gerald Joseph Asay;  
PANAGIOTIS & ARMBRUSTER,  
D. C. Panagiotis;  
PERRY, ATKINSON, BALHOFF, MENGIS & BURNS, LLC,  
Daniel R. Atkinson, Jr.;  
TRAVELERS INSURANCE CO.,  
Barbara Malik Weller;  
For Applicant;

BREAZEALE, SACHSE & WILSON, LLP,  
Douglas Kent Williams;  
CHRISTOVICH & KEARNEY,  
Kevin Richard Tully;  
SHIELDS / MOTT LLP,  
Lloyd Noble Shields;

# Supreme Court of Louisiana

MONDAY, DECEMBER 08, 2014

2:00 P.M. SESSION

STANLEY, REUTER, ROSS, THORNTON & ALFORD, LLC,  
Richard Charles Stanley,  
William Raley Alford, III.;  
For Respondent.

**2014-CC-1025**

STATE OF LOUISIANA, DEPARTMENT OF CHILDREN AND FAMILY  
SERVICES, IN THE INTEREST OF A.L. VS. THOMAS ROBERT  
LOWRIE

ON SUPERVISORY WRITS TO THE JUVENILE COURT FOR THE  
PARISH OF JEFFERSON

REMY LAW FIRM,  
Barbara Volk Madere,  
Christine Falgoust Remy;  
For Applicant;

Claudia Patricia Santoyo;  
JEFFERSON PARISH DISTRICT ATTORNEY'S OFFICE,  
Hon. Paul D. Connick, Jr., District Attorney,  
Timothy Patrick O'Rourke, Assistant District Attorney,  
Ann Kirkpatrick Jacobs, Assistant District Attorney,  
John Donellan Fitzmorris, Jr., Assistant District  
Attorney;  
RENEE SWANSON, LLC,  
Renee L. Swanson;  
For Respondent.

**2014-C-1107**

MARCUS MILLER VS. HAROLD THIBEAUX, LAFAYETTE PARISH  
SCHOOL BOARD AND AMERICAN ALTERNATIVE INSURANCE  
CORPORATION

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, THIRD  
CIRCUIT, PARISH OF LAFAYETTE

Derriel Carlton McCorvey;  
For Applicant;

GIEGER, LABORDE & LAPEROUSE, LLC,  
Tara Elizabeth Clement;  
THE DILL FIRM,  
Dawn L. Morris;  
For Respondent.

POSTED: OCTOBER 24, 2014; REVISED: NOVEMBER 7, 2014. REVISED:  
NOVEMBER 24, 2014.

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**TUESDAY, DECEMBER 09, 2014**  
**9:30 A.M. SESSION**

ALL COUNSEL ARE REQUIRED TO REPORT TO THE COURT CRIER FIFTEEN (15)  
MINUTES PRIOR TO THE CONVENING OF COURT

### **AWARDING OF CERTIFICATES TO OUTGOING MEMBERS OF THE ATTORNEY DISCIPLINARY BOARD**

Judge Scott J. Crichton, assigned as Justice ad hoc, sitting for  
Justice Jeffrey P. Victory in all cases in this session.

**2014-B-1761** IN RE: JOHN D. CONRY

ATTORNEY DISCIPLINARY PROCEEDING

OFFICE OF DISCIPLINARY COUNSEL,  
Charles Bennett Plattsmier,  
Yolanda Cezar;  
For Applicant;

CONRY & ASSOCIATES, LLC,  
John Conry;  
For Respondent.

**2014-C-1127** MACK ENERGY CO., ET AL. VS. EXPERT OIL AND GAS, L.L.C.

Retired Judge Hillary J. Crain, assigned as Justice ad  
hoc, sitting for Hughes, J., recused, in case number  
2014-C-1127 only.

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, FIRST  
CIRCUIT, PARISH OF ST. TAMMANY

Warren LeDoux Montgomery;  
BREAZEALE, SACHSE & WILSON, LLP,  
L. L. Morgan,  
Jude Christopher Bursavich,  
Carroll Devillier, Jr.;  
For Applicant;

TALLEY, ANTHONY, HUGHES & KNIGHT, LLC,  
E. B. Dittmer, II.;  
TAYLOR, PORTER, BROOKS & PHILLIPS, LLP,  
For Respondent.

# Supreme Court of Louisiana

TUESDAY, DECEMBER 09, 2014

9:30 A.M. SESSION

**2014-KD-1526** STATE OF LOUISIANA VS. DAVID J. KOEDERITZ

ON SUPERVISORY WRITS TO THE CRIMINAL DISTRICT COURT  
FOR THE PARISH OF ORLEANS

Possible Summary  
Disposition

ORLEANS PARISH DISTRICT ATTORNEY'S OFFICE,  
Hon. Leon A. Cannizzaro, Jr., District Attorney,  
Donna R. Andrieu, Assistant District Attorney,  
Kyle C. Daly, Assistant District Attorney;  
For Applicant;

ORLEANS PARISH PUBLIC DEFENDER'S OFFICE,  
Seth Daniel Tychsen Wayne;  
For Respondent.

**2014-C-1063** MELODY ANN RUSHING OLSON VS. KIMMY LEE OLSON

Retired Judge Patrick M. Schott, assigned as Justice  
ad hoc, sitting for Clark, J., recused, in case number  
2014-C-1063 only.

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, SECOND  
CIRCUIT, PARISH OF OUACHITA

Argument Limited to  
Fifteen Minutes  
Each Side

Robert Stephen Tew;  
For Applicant;

G. SCOTT MOORE, PLC,  
Gregory Scott Moore;  
LAW OFFICES OF HESSER & FLYNN, LLP,  
David Cleveland Hesser;  
For Respondent.

POSTED: OCTOBER 24, 2014. REVISED: NOVEMBER 7, 2014. REVISED:  
NOVEMBER 24, 2014.