

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.

TUESDAY, SEPTEMBER 02, 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

2013-C-2789

PAUL MASSEY VS. LOUISIANA DEPARTMENT OF PUBLIC SAFETY & CORRECTIONS

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

Overton Thomas Harrington, Jr.;
For Applicant;

Hon. James D. Caldwell, Attorney General;
Jonathan R. Vining,
Debra A. Rutledge,
William Lester Kline;
For Respondent.

2014-CC-585

CYNTHIA HOLLIDAY VS. BOARD OF SUPERVISORS OF LSU AGRICULTURAL AND MECHANICAL COLLEGE, ETC.

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

Hon. James D. Caldwell, Attorney General,
Tanya L. Irvin,
Phyllis E. Glazer;
For Applicant;

Leonard Louis Levenson;
VENEZIA AND ASSOCIATES APLC,
John Armand Venezia;
WEIGAND & LEVENSON,
Christian W. Helmke;
For Respondent.

Supreme Court of Louisiana

TUESDAY, SEPTEMBER 02, 2014

2:00 P.M. SESSION

2014-C-664

CANAL/CLAIBORNE, LIMITED VS. STONEHEDGE DEVELOPMENT,
LLC

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, FIFTH
CIRCUIT, PARISH OF JEFFERSON

Karen Curtis Yarbrough;
LA DEPT OF CHILDREN AND FAMILY SERVICES,
Celia Marie Williams-Alexander;
TAYLOR, PORTER, BROOKS & PHILLIPS, LLP,
Harry Joseph Philips, Jr.,
Amy Collier Lambert,
Vincent V. Tumminello, III;
For Applicant;

MCGLINCHEY STAFFORD, PLLC,
David J. Halpern,
Kathleen Ann Manning,
Michelle Miller Roy;
For Respondent.

Supreme Court of Louisiana

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WEDNESDAY, SEPTEMBER 03, 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

2013-C-2878 JAMES CLIFFORD ARRANT, ET AL. VS. GRAPHIC PACKAGING INTERNATIONAL, INC., ET AL.

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

BARON & BUDD, PC,
Kelly Nichols Reddell;
DIMOS ERSKINE, LLP,
J. N. Dimos;
LAW OFFICES OF PAUL E HARRISON, LLC,
Cammie deShea Stelly Richardson;
MUMPHREY LAW FIRM,
Carlos Alberto Zelaya, II;
THE LAW OFFICES OF PAUL E HARRISON, LLC,
Paul Eric Harrison;
THE MUMPHREY LAW FIRM, LLC,
John Wayne Mumphrey;
THE STECKLER LAW FIRM,
Bruce William Steckler;
For Applicant;

Carol Galloway;
FORMAN PERRY WATKINS KRUTZ & TARDY, LLP,
Joseph Benjamin Morton III;
KEAN MILLER, LLP,
Gary A. Bezet,
Allison Naquin Benoit,
Claire Elizabeth Juneau;
KUCHLER POLK SCHELL WEINER & RICHESON, LLC,
Leigh Ann Schell;
SWETMAN BAXTER MASSENBURG, LLC,
Glenn Lyle Maximilian Swetman;
For Respondent.

CONSOLIDATED WITH NO. 2013-C-2981

Supreme Court of Louisiana

WEDNESDAY, SEPTEMBER 03, 2014

9:30 A.M. SESSION

2013-C-2981 JAMES CLIFFORD ARRANT, ET AL. VS. GRAPHIC PACKAGING INTERNATIONAL, INC., ET AL.

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

Maxwell Gantt Kees, Sr.;
Carol Galloway;
KEAN MILLER, LLP,
Gary A. Bezet,
Erich Phillip Rapp,
Gregory Michael Anding,
Allison Naquin Benoit,
Claire Elizabeth Juneau;
For Applicant;

BARON & BUDD, PC,
Kelly Nichols Reddell;
DIMOS ERSKINE, LLP,
J. N. Dimos;
FORMAN PERRY WATKINS KRUTZ & TARDY, LLP,
Joseph Benjamin Morton III;
KUCHLER POLK SCHELL WEINER & RICHESON, LLC,
Leigh Ann Schell;
LAW OFFICES OF PAUL E HARRISON, LLC,
Cammie deShea Stelly Richardson;
MUMPHREY LAW FIRM,
Carlos Alberto Zelaya, II;
SWETMAN BAXTER MASSENBURG, LLC,
Glenn Lyle Maximilian Swetman;
THE LAW OFFICES OF PAUL E. HARRISON, LLC,
Paul Eric Harrison;
THE MUMPHREY LAW FIRM, LLC,
John Wayne Mumphrey;
THE STECKLER LAW FIRM,
Bruce William Steckler;
For Respondent.

2013-OB-2152 IN RE: COMMITTEE ON BAR ADMISSIONS CFN-2792

BAR ADMISSION PROCEEDING

Dane S. Ciolino;
For Applicant;

LA COMMITTEE ON BAR ADMISSIONS,
Monique Rene Drake;
MCGLINCHEY STAFFORD, PLLC,
Larry Feldman, Jr.;
For Respondent.

Supreme Court of Louisiana

WEDNESDAY, SEPTEMBER 03, 2014

9:30 A.M. SESSION

2013-OB-2575 IN RE: COMMITTEE ON BAR ADMISSIONS CFN-1913

BAR ADMISSION PROCEEDING

Dane S. Ciolino;
For Applicant;

LA COMMITTEE ON BAR ADMISSIONS,
Monique Rene Drake;
MCGLINCHEY STAFFORD, PLLC,
Larry Feldman, Jr.;
For Respondent.

2013-OB-2592 IN RE: COMMITTEE ON BAR ADMISSIONS CFN-1979

BAR ADMISSION PROCEEDING

Tomas E. Alarcon;
For Applicant;

LA COMMITTEE ON BAR ADMISSIONS,
Monique Rene Drake;
MCGLINCHEY STAFFORD, PLLC,
Larry Feldman, Jr.;
For Respondent.

POSTED: JULY 18, 2014

Supreme Court of Louisiana

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IMPORTANT NOTICE

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WEDNESDAY, SEPTEMBER 03, 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

2014-C-827 JERRY LEE BALDWIN VS. THE BOARD OF SUPERVISORS FOR THE UNIVERSITY OF LOUISIANA SYSTEM, THE UNIVERSITY OF LOUISIANA AT LAFAYETTE, AND NELSON SCHEXNAYDER, INDIVIDUALLY, AND IN HIS CAPACITY AS DIRECTOR OF ATHLETICS FOR THE UNIVERSITY OF LOUISIANA AT LAFAYETTE

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

Hon. James D. Caldwell, Attorney General;
OATS & MARINO,
Stephen J. Oats,
Lawrence Edward Marino,
George Orvis Luce;
For Applicant;

Marshall Joseph Simien, Jr.,
G KARL BERNARD & ASSOCIATES,
G. Karl Bernard;
For Respondent.

2014-KK-282 STATE OF LOUISIANA VS. MAURICE ADDISON HAWLEY

ON SUPERVISORY WRITS TO THE TWENTY-SIXTH JUDICIAL DISTRICT COURT FOR THE PARISH OF BOSSIER

Robert Randall Smith;
Hon. James D. Caldwell, Attorney General;
BOSSIER PARISH DISTRICT ATTORNEY'S OFFICE,
Hon. John (Schuyler) Marvin, District Attorney,
For Applicant;

Jason Wayne Waltman;
For Respondent.

Supreme Court of Louisiana

WEDNESDAY, SEPTEMBER 03, 2014

2:00 P.M. SESSION

2014-B-647

IN RE: RANDY J. FUERST

ATTORNEY DISCIPLINARY PROCEEDING

OFFICE OF DISCIPLINARY COUNSEL,
Charles Bennett Plattsmier,
G. Fred Ours;
For Applicant;

FUERST & GODLEY, ATTORNEYS AT LAW,
Randy J. Fuerst;
THE LAW OFFICES OF JAMES E. BOREN,
James Edgar Boren;
VAMVORAS, SCHWARTZBERG & HINCH, LLC,
Shane Keith Hinch;
For Respondent.

2014-B-1067

IN RE: STACY L. MORRIS

ATTORNEY DISCIPLINARY PROCEEDING

OFFICE OF DISCIPLINARY COUNSEL,
Charles Bennett Plattsmier,
Robert Samuel Kennedy, Jr.;
For Applicant;

Charles Vernon Taylor, Sr.;
HUMAN RIGHTS LAW CENTER OF LA, INC.,
Stacy L. Morris;
For Respondent.

Supreme Court of Louisiana

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THURSDAY, SEPTEMBER 04, 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

- 2014-C-109** MOORING TAX ASSET GROUP, L.L.C. VS. RODERICK A. JAMES AND THE UNITED STATES DEPARTMENT OF TREASURY-INTERNAL REVENUE SERVICE
- ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, FOURTH CIRCUIT, PARISH OF ORLEANS
- BEIRNE, MAYNARD, & PARSONS,
Scott Joseph Sonnier;
For Applicant;
- SHER GARNER CAHILL RICHTER KLEIN & HILBERT, LLC,
Elwood Francis Xavier Cahill, Jr.,
James Michael Garner,
John Thomas Balhoff, II;
For Respondent.
- 2014-C-292** ASHANTI GREEN, AS TUTRIX OF THE MINORS, DAVE PETERSON III AND DAVID PETERSON VS. MICHAEL JOHNSON, STATE FARM INSURANCE AGENCY, ALLSTATE INSURANCE COMPANY, AND AMERICAN SOUTHERN HOME INSURANCE
- ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, FIRST CIRCUIT, PARISH OF EAST BATON ROUGE
- THE MAUGHAN LAW FIRM,
Roy Hyrum Maughan, Jr.,
Namisha D. Patel,
Joshua David Roy;
For Applicant;
- HAMMONDS, SILLS, ADKINS & GUICE, LLP,
Harold James Adkins;
KINCHEN, WALKER, BIENVENU, BARGAS & REED, LLC,
Gregory Kent Moroux, Jr.;
PERRY, ATKINSON, BALHOFF, MENGIS & BURNS, LLC,
Daniel R. Atkinson, Jr.;
PORTEOUS, HAINKEL & JOHNSON, LLP,
Bryan Joseph Haydel, Jr.;
For Respondent.

Supreme Court of Louisiana

THURSDAY, SEPTEMBER 04, 2014

9:30 A.M. SESSION

2014-C-329

EDDY OLIVER, OSCARLENE NIXON, AND MILDRED GOODWIN VS.
ORLEANS PARISH SCHOOL BOARD

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

MCGLINCHEY STAFFORD, PLLC,
Michael H. Rubin,
Jon Ann Harp Giblin,
Michael Brent Hicks,
Juston Michael O'Brien,
Zelma Murray Frederick;
For Applicant;

ALVENDIA, KELLY & DEMAREST, LLC,
Jeanne Katherine Demarest,
Roderick Alvendia,
Jeremy J. Pichon;
Willie Matthew Zanders;
BOYKIN EHRET & UTLEY,
Terrill Wayne Boykin,
Kriste Louise Talton Utley;
FISHMAN HAYGOOD PHELPS WALMSLEY WILLIS & SWANSON,
Brent Bennett Barriere,
Degan Skylar Rosenbloom;
GLAGO LAW FIRM, LLC,
Mark Philip Glago;
IRPINO LAW FIRM,
Anthony David Irpino;
LAW OFFICE OF CLARENCE ROBY, JR., APLC,
Clarence Roby, Jr.;
RITTENBERG, SAMUEL & PHILLIPS, LLC,
Charles Mayer Samuel, III;
THE BAGNERIS FIRM, LLC,
Suzette Peychaud Bagneris;
THE WILLARD FIRM, PLC,
Walter Ignatius Willard;
For Respondent.

CONSOLIDATED WITH NO. 2014-C-330

Supreme Court of Louisiana

THURSDAY, SEPTEMBER 04, 2014

9:30 A.M. SESSION

2014-C-330

EDDY OLIVER, OSCARLENE NIXON, AND MILDRED GOODWIN VS.
ORLEANS PARISH SCHOOL BOARD

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

BOYKIN EHRET & UTLEY,
Terrill Wayne Boykin,
Kriste Louise Talton Utley;
FISHMAN, HAYGOOD, PHELPS, WALMSLEY, WILLIS & SWANSON,
Brent Bennett Barriere,
Degan Skylar Rosenbloom;
For Applicant;

ALVENDIA, KELLY & DEMAREST, LLC,
Jeanne Katherine Demarest,
Roderick Alvendia,
Jeremy J. Pichon;
Willie Matthew Zanders;
GLAGO LAW FIRM, LLC,
Mark Philip Glago;
IRPINO LAW FIRM,
Anthony David Irpino;
LAW OFFICE OF CLARENCE ROBY, JR., APLC,
Clarence Roby, Jr.;
MCGLINCHEY STAFFORD, PLLC,
Michael H. Rubin,
Jon Ann Harp Giblin,
Michael Brent Hicks,
Juston Michael O'Brien,
Zelma Murray Frederick;
RITTENBERG, SAMUEL & PHILLIPS, LLC,
Charles Mayer Samuel, III;
THE BAGNERIS FIRM, LLC,
Suzette Peychaud Bagneris;
THE WILLARD FIRM, PLC,
Walter Ignatius Willard;
For Respondent.

POSTED: JULY 18, 2014; REVISED: AUGUST 8, 2014; REVISED: SEPTEMBER
2, 2014

Supreme Court of Louisiana

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THURSDAY, SEPTEMBER 04, 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

2013-CK-2573 STATE OF LOUISIANA IN THE INTEREST OF J.M.

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

ORLEANS PARISH DISTRICT ATTORNEY,
Hon. Leon A. Cannizzaro, Jr., District Attorney,
Donna R. Andrieu,
Jerry Bryant Clark, Jr.;
For Applicant;

LA CENTER FOR CHILDREN'S RIGHTS,
Julia Farinas,
Jessica Mensch Heyman;
For Respondent.

Supreme Court of Louisiana

THURSDAY, SEPTEMBER 04, 2014

2:00 P.M. SESSION

2013-C-2637 OLYMPIA MINERALS, LLC, ET AL. VS. HS RESOURCES, INC.,
ET AL.

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

Chris L. Halgren (pro hac vice),
Carlos R. Soltero (pro hac vice);
FLANAGAN PARTNERS LLP,
Thomas More Flanagan,
Andy Joseph Dupre,
Charles-Theodore Zerner;
HALL, LESTAGE & LANDRENEAU,
David Ramsey Lestage,
Ferrall Steve Landreneau;
MCGINNIS, LOCHRIDGE & KILGORE,
Jonathan D. Baughman;
For Applicant;

Barry Craig Barnett (pro hac vice),
Daniel H. Charest,
Brian D. Melton,
Brian M. Gillett,
David Patrick Long;
CARVER, DARDEN, KORETZKY, TESSIER, FINN, BLOSSMAN,
M. Hampton Carver,
John Anthony Dunlap;
LEAVOY LAW FIRM,
Leslie R. Leavoy, Jr.;
PHELPS DUNBAR, LLP,
Harry Alston Johnson, III;
For Respondent.

CONSOLIDATED WITH NO. 2013-C-2717

Supreme Court of Louisiana

THURSDAY, SEPTEMBER 04, 2014

2:00 P.M. SESSION

2013-C-2717 OLYMPIA MINERALS, LLC, ET AL. VS. HS RESOURCES, INC., ET AL.

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

Barry Craig Barnett (pro hac vice);
CARVER, DARDEN, KORETZKY, TESSIER, FINN, BLOSSMAN,
M. Hampton Carver,
John Anthony Dunlap;
LEAVOY LAW FIRM,
Leslie R. Leavoy, Jr.;
PHELPS DUNBAR, LLP,
Harry Alston Johnson, III;
For Applicant;

Chris L. Halgren (pro hac vice),
Carlos R. Soltero (pro hac vice);
FLANAGAN PARTNERS LLP,
Thomas More Flanagan,
Andy Joseph Dupre,
Charles-Theodore Zerner;
HALL, LESTAGE & LANDRENEAU,
David Ramsey Lestage,
Ferrall Steve Landreneau;
MCGINNIS, LOCHRIDGE & KILGORE,
Jonathan D. Baughman;
For Respondent.

2013-K-1412 STATE OF LOUISIANA VS. QUINCY MCKINNIES, JR.

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, FIFTH CIRCUIT, PARISH OF JEFFERSON

Hon. James D. Caldwell, Attorney General;
JEFFERSON PARISH DISTRICT ATTORNEY'S OFFICE,
Hon. Paul D. Connick, Jr., District Attorney,
Terry Michael Boudreaux,
Anne Mary Elizabeth Wallis;
For Applicant;

THE LAW OFFICES OF HILLIARD C. FAZANDE, III,
Hilliard Charles Fazande, III;
For Respondent.

POSTED: JULY 18, 2014; REVISED: AUGUST 8, 2014; REVISED: SEPTEMBER 2, 2014

Supreme Court of Louisiana

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FRIDAY, SEPTEMBER 05, 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

2014-CA-691

LOUISIANA FEDERATION OF TEACHERS, EAST BATON ROUGE FEDERATION OF TEACHERS, JEFFERSON FEDERATION OF TEACHERS, NELLIE JOYCE MEARIMAN AND KEVIN JOSEPH DEHART VS. STATE OF LOUISIANA

ON APPEAL FROM THE NINETEENTH JUDICIAL DISTRICT COURT FOR THE PARISH OF EAST BATON ROUGE

FAIRCLOTH MELTON, LLC,
Jimmy Roy Faircloth, Jr.,
Barbara Bell Melton;
For Appellant;

RITTENBERG, SAMUEL & PHILLIPS, LLC,
Charles Mayer Samuel, III.,
For Appellee.

2014-CC-288

ROY BUFKIN, JR. VS. FELIPE'S LOUISIANA, LLC, ET AL.

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

COTTEN SCHMIDT & ABBOTT, LLP,
Byron Daniel Kitchens,
Robin Commons Dunford;
For Applicant;

Dominic N. Varrecchio;
BARNETT & RONIGER,
Stephanie McLaughlin;
DUPLASS, ZWAIN, BOURGEOIS, PFISTER & WEINSTOCK, AP,
Sheryl Michelle Howard;
For Respondent.

Supreme Court of Louisiana

FRIDAY, SEPTEMBER 05, 2014

9:30 A.M. SESSION

2014-CK-1080 STATE OF LOUISIANA IN THE INTEREST OF L.D.
ON WRIT OF CERTIORARI TO THE COURT OF APPEAL, THIRD
CIRCUIT, PARISH OF LAFAYETTE

Possible Summary
Disposition

ROACH & ROACH, APLC,
Annette Fuller Roach;
For Applicant;

FIFTEENTH JUDICIAL DISTRICT, DISTRICT ATTORNEY'S
OFFICE
Sharon Michelle Meaux Breaux,
Hon. Michael, Harson, District Attorney,
For Respondent.

2014-CJ-1119 C.M.J. VS. L.M.C., WIFE OF C.M.J.

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

(Retired Judge Thomas C. Wicker, Jr., assigned as
Justice ad hoc, sitting for Hughes, J., recused, in
case number 2014-CJ-1119 only)

LOWE, STEIN, HOFFMAN, ALLWEISS & HAUVER,
Robert Charles Lowe,
Suzette Marie Smith;
For Applicant;

RICHARD DUCOTE, PC,
Richard Lynn Ducote;
For Respondent.

POSTED: JULY 18, 2014; REVISED: AUGUST 8, 2014; REVISED: SEPTEMBER
2, 2014; REVISED: SEPTEMBER 4, 2014