

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, NOVEMBER 27, 2001
9:30 A.M. SESSION

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

2001-C- 1329 JEAN BOUDREAUX, ET AL vs. THE STATE OF LOUISIANA,
 DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

ON WRIT OF REVIEW TO THE COURT OF APPEAL FIRST CIRCUIT

Richard Phillip Ieyoub, Attorney General,
TAYLOR, PORTER, BROOKS & PHILLIPS, L.L.P.,
Harry Joseph Philips, Jr.,
John S. Campbell, Jr.,
William Luther Wilson;
For Applicant;

Byard Edwards, Jr.;
Andrew Martin Edwards, II;
GUGLIELMO, MARKS, SCHUTTE, TERHOEVE & LOVE,
Henry Gerard Terhoeve;
SCANDURRO & LAYRISSON,
Timothy David Scandurro,
Stephen O'Brien Scandurro,
Jean-Paul Layrisson;
For Respondent.

2001-C- 1517 LOUIS COLEMAN INDIVIDUALLY AND AS FATHER OLOUIS
FRANK COLEMAN vs. DR. RICHARD DENO, DR. IVAN SHERMAN AND JO
ELLEN SMITH HOSPITAL

ON WRIT OF REVIEW TO THE COURT OF APPEAL FOURTH CIRCUIT

GAINSBURGH, BENJAMIN, DAVID, MEUNIER,& WARSHAUER,
Gerald E. Meunier;
The Law Offices of FRANK J. D'AMICO,
Frank J. D'Amico,Jr., Judy Ann Gic;
For Applicant;

JONES, WALKER, WAECHTER, POITEVENT, CARRERE & DENEGRÉ,
Stewart Earl Niles, Jr.,
Michelle Anne Bourque,
Karen Marie Fontana;
LEMLE & KELLEHER,
C. William Bradley, Jr.,
Richard Engel Gruner, Jr.,
For Respondent;

CONSOLIDATED WITH:

2001-C- 1519 LOUIS COLEMAN, INDIVIDUALLY AND AS FATHER OF LOUIS
FRANK COLEMAN vs. DR. RICHARD DENO, DR. IVAN
SHERMAN AND JO ELLEN SMITH HOSPITAL

ON WRIT OF REVIEW TO THE COURT OF APPEAL FOURTH CIRCUIT

JONES, WALKER, WAECHTER, POITEVENT, CARRERE & DENEGRÉ,
Stewart Earl Niles, Jr.
Karen Marie Fontana;
For Applicant;

GAINSBURGH, BENJAMIN, DAVID, MEUNIER, & WARSHAUER,
Gerald E. Meunier;
JONES, WALKER, WAECHTER, POITEVENT, CARRERE & DENEGRÉ,
Michelle Anne Bourque;
The Law Offices of FRANK J. D'AMICO,
Frank J. D'Amico, Jr., Judy Ann Gic;
LEMLE & KELLEHER,
C. William Bradley, Jr., Richard Engel Gruner, Jr.;
For Respondent.

CONSOLIDATED WITH 2001-C-1521

2001-C- 1521 LOUIS COLEMAN, INDIVIDUALLY AND AS FATHER OF
LOUIS FRANK COLEMAN vs. DR. RICHARD DENO, DR. IVAN
SHERMAN AND JO ELLEN SMITH HOSPITAL

ON WRIT OF REVIEW TO THE COURT OF APPEAL FOURTH CIRCUIT

JONES, WALKER, WAECHTER, POITEVENT, CARRERE & DENEGRÉ,
Michelle Anne Bourque;
For Applicant;

GAINSBURGH, BENJAMIN, DAVID, MEUNIER, & WARSHAUER,
Gerald E. Meunier;
JONES, WALKER, WAECHTER, POITEVENT, CARRERE & DENEGRÉ,
Stewart Earl Niles, Jr., Karen Marie Fontana
LEMLE & KELLEHER,
C. William Bradley, Jr., Richard Engel Gruner, Jr.;
The Law Offices of FRANK J. D'AMICO,
Frank J. D'Amico, Jr., Judy Ann Gic;
For Respondent.

2001-CC-1522 JUSTIN BRIAN LENARD, INDIVIDUALLY AND ON BEHALF OF
THE SUCCESSION OF NATALIE DIANE LENARD AND SBL vs. ERWIN
DILLEY, METRO AMBULANCE SERVICE & NATIONAL UNION FIRE
INSURANCE OF PITTSBURGH, PENNSYLVANIA

ON SUPERVISORY WRITS TO THE 4TH JUDICIAL DISTRICT COURT
FOR THE PARISH OF OUACHITA

HAYES, HARKEY, SMITH & CASCIO,
Thomas Moore Hayes, III, Karen Luikart Hayes;
PHELPS DUNBAR LLP,
Harry Alston Johnson, III;
For Applicant;

CREED & CREED,
Christian Carl Creed
WEEKS, KAVANAGH & RENDEIRO,
Gino J. Rendeiro;
For Respondent.

TUESDAY, NOVEMBER 27, 2001
2:00 P. M. SESSION

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

2001-B- 1337 IN RE: HAL J. SCOTT
DISCIPLINARY PROCEEDINGS

Charles Bennett Plattsmier;
For Applicant;

Camille F. Gravel, Jr.;
Hal James Scott;
For Respondent.

2001-B- 2022 IN RE: DONALD R. DOBBINS
DISCIPLINARY PROCEEDINGS

Charles Bennett Plattsmier,
Julie Brown White;
For Applicant;

Edward Dixon;
Donald Ray Dobbins;
For Respondent.

2001-B- 2310 IN RE: R. NEAL WILKINSON
DISCIPLINARY PROCEEDINGS

Charles Bennett Plattsmier,
Robert Samuel Kennedy, Jr.
For Applicant;

Amy Elizabeth Counce;
Francis Ausbon Rougeou, Jr.;

Reymond Neal Wilkinson;
For Respondent.

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WEDNESDAY, NOVEMBER 28, 2001
9:30 A.M. SESSION

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

2001-C- 1144 SUCCESSION OF VIRGINIA FANNALY, MARK AINSWORTH, AND
 BRETT AINSWORTH vs. LAFAYETTE INSURANCE COMPANY,
 DOYLE BROWN, AND ALLSTATE INSURANCE COMPANY

ON WRIT OF REVIEW TO THE COURT OF APPEAL FIRST CIRCUIT

Ronald Salvadore Macaluso;
For Applicant;

Fred R. DeFrancesch;
CARIMI LAW FIRM,
Terry Allen Bell;
DUPUY & DUPUY,
Gregory Allen Dupuy;
FUNDERBURK & ANDREWS,
Robert Clyde Funderburk, Jr.;
GUGLIELMO, MARKS, SCHUTTE, TERHOEVE & LOVE,
Carey J. Guglielmo;
McKERNAN LAW FIRM,
J. J. McKernan, Gordon J. McKernan,
John H. Smith;
For Respondent.

CONSOLIDATED WITH 2001-C-1343

2001-C- 1343 SUCCESSION OF VIRGINIA FANNALY, MARK AINSWORTH, AND
 BRETT AINSWORTH vs. LAFAYETTE INSURANCE COMPANY,
 DOYLE BROWN, AND ALLSTATE INSURANCE COMPANY

ON WRIT OF REVIEW TO THE COURT OF APPEAL FIRST CIRCUIT

FUNDERBURK & ANDREWS,
Robert Clyde Funderburk, Jr.;
For Applicant;

Fred R. DeFrancesch;
Ronald Salvatore Macaluso;
CARIMI LAW FIRM,
Terry Allen Bell;
DUPUY & DUPUY,
Gregory Allen Dupuy;
GUGLIELMO, MARKS, SCHUTTE, TERHOEVE & LOVE,
Carey J. Guglielmo;
McKERNAN LAW FIRM,
J. J. McKernan, Gordon J. McKernan,
John H Smith;
For Respondent.

CONSOLIDATED WITH:

2001-C- 1355 SUCCESSION OF VIRGINIA FANNALY, MARK AINSWORTH, AND
BRETT AINSWORTH vs. LAFAYETTE INSURANCE COMPANY, DOYLE
BROWN, AND ALLSTATE INSURANCE COMPANY

ON WRIT OF REVIEW TO THE COURT OF APPEAL FIRST CIRCUIT

McKERNAN LAW FIRM,
J. J. McKernan, Gordon J. McKernan,
John H Smith;
For Applicant;

Fred R. DeFrancesch;
Ronald Salvatore Macaluso;
CARIMI LAW FIRM,
Terry Allen Bell;
DUPUY & DUPUY,
Gregory Allen Dupuy;
FUNDERBURK & ANDREWS,
Robert Clyde Funderburk, Jr.;
GUGLIELMO, MARKS, SCHUTTE, TERHOEVE & LOVE,
Carey J. Guglielmo;
For Respondent.

CONSOLIDATED WITH 2001-C-1360

2001-C- 1360 SUCCESSION OF VIRGINIA FANNALY, MARK AINSWORTH, AND
BRETT AINSWORTH vs. LAFAYETTE INSURANCE COMPANY, DOYLE
BROWN, AND ALLSTATE INSURANCE COMPANY

ON WRIT OF REVIEW TO THE COURT OF APPEAL FIRST CIRCUIT

CARIMI LAW FIRM,
Terry Allen Bell;
For Applicant;

Fred R. DeFrancesch;
Ronald Salvatore Macaluso;
DUPUY & DUPUY,
Gregory Allen Dupuy;
FUNDERBURK & ANDREWS,
Robert Clyde Funderburk, Jr.;
GUGLIELMO, MARKS, SCHUTTE, TERHOEVE & LOVE
Carey J. Guglielmo;
McKERNAN LAW FIRM,
J. J. McKernan, Gordon J. McKernan,
John H Smith;
For Respondent.

2001-C- 1228 BETTY JEAN HARGROVE, INDIVIDUALLY AND AS NATURAL
TUTRIX OF JESSICA BANKS vs. MISSOURI PACIFIC RAILROAD COMPANY,
D/B/A UNION PACIFIC RAILROAD CO., SOUTHERN PACIFIC
TRANSPORTATION COMPANY AND TOMMY COMEAUX

ON WRIT OF REVIEW TO THE COURT OF APPEAL THIRD CIRCUIT

LABORDE & NEUNER,
James L. Pate, Louis Simon, II;
RAGGIO, CAPPEL, CHOZEN & BERNARD,
L. Paul Foreman, Eric Wylie Roan;
For Applicant;

Sera Hearn Russell, III;
DAVIDSON, MEAUX, SONNIER, McELLIOT & SWI,
John Edmund McElligott, Jr.;
LaVon Denise Raymond;
LISKOW & LEWIS,
Donald R. Abaunza, Harold Jude Flanagan;
THE TOWNSLEY LAW FIRM,
Thomas E. Townsley;
THOMAS & HARDY,
Elizabeth Sheridan Hardy, Robert W. Thomas;
WOODLEY, WILLIAMS, BOUDREAU, NORMAN, BROWN & DOYLE LLC,
Thomas Joseph Solari;
For Respondent.

WEDNESDAY, NOVEMBER 28, 2001

2:00 P.M. SESSION

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

2000-K- 1158 STATE OF LOUISIANA vs. ALLEN MAISE (SENTENCED
AS "ALAN MAISE")

ON WRIT OF REVIEW TO THE COURT OF APPEAL FIFTH CIRCUIT

Bruce Gerard Whittaker;
For Applicant;

Richard Phillip Ieyoub, Attorney General,
Paul D. Connick, Jr., District Attorney,
Terry Michael Boudreaux, Rebecca Jane Becker,
Assistant District Attorneys;
For Respondent.

2000-K- 1573 STATE OF LOUISIANA vs. RALPH OTIS JACKSON

ON WRIT OF REVIEW TO THE COURT OF APPEAL THIRD CIRCUIT

Possible Summary

Disposition

Richard Phillip Ieyoub, Attorney General,
Glenn W. Alexander, District Attorney,
Cecil Raymond Sanner;
For Applicant;

David Jefferson Williams;
For Respondent.

2000-CK-2560 STATE OF LOUISIANA IN THE INTEREST OF T.A.

ON WRIT OF REVIEW TO THE COURT OF APPEAL FOURTH CIRCUIT

Possible Summary	Richard P. Ieyoub, Attorney General,
Disposition	Harry F. Connick, District Attorney;
	Martha Steiner Morgan;
	For Applicant;

JUVENILE JUSTICE PROJECT OF LOUISIANA,
Sarah Lynn Ottinger;
ORLEANS INDIGENT DEFENDER'S PROGRAM,
Cornelia Stilla Ullmann;
For Respondent.

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THURSDAY, NOVEMBER 29, 2001
9:30 A.M. SESSION

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

2001-C- 0735 LOUISIANA ASSESSORS' RETIREMENT FUND, ET AL.
vs. CITY OF NEW ORLEANS, ET AL.

ON WRIT OF REVIEW TO THE COURT OF APPEAL FIRST CIRCUIT

Mavis Slattery Early, City Attorney,
Eric O. Person, Joyce Gerdes Joseph,
Assistant City Attorneys;
STONE, PIGMAN, WALTHER, WITTMANN & HUTCHINSON,
Wayne Joseph Lee, Dana Marie Shelton,
Phillip A. Wittmann, Barry Weldon Ashe,
Denise M. Pilie;
For Applicant;

BROWN, ERSKINE, BURKETT & BREITHARPT,
Daniel Clay Wirtz, Robert Alan Breithaupt;
For Respondent.

2001-CJ-2441 STATE OF LOUISIANA IN THE INTEREST OF L.C.B.

ON SUPERVISORY WRITS TO THE JUVENILE COURT FOR THE PARISH
OF EAST BATON ROUGE

Sherry P. Crain;
For Applicant;

OFFICE OF THE PUBLIC DEFENDER,
Stephen A. Dixon;
Lieu Thi Vo;
Robert E. Dille;
Donald S. Wingerter;
For Respondent.

2001-C- 1298 PAMELA MCWILLIAMS BILLIOT vs. JOSEPH B. BILLIOT, JR.

ON WRIT OF REVIEW TO THE COURT OF APPEAL FIRST CIRCUIT

Steven Louis Mayer;
For Applicant;

L. G. LaPlante, Jr.;
Carl A. Chauvin;
Stanley L. Perry;
Pamela McWilliams Billiot, in Proper Person;
For Respondent.

THURSDAY, NOVEMBER 29, 2001
2:00 P.M. SESSION

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

2001-KA-0467 STATE OF LOUISIANA vs. JOHN A. WEAVER, ET AL

ON APPEAL FROM THE 34TH JUDICIAL DISTRICT COURT FOR
THE PARISH OF ST. BERNARD

Richard Phillip Ieyoub, Attorney General,
John F. Rowley, District Attorney,
Darren Michael Roy, Assistant District Attorney;
For Appellant;

The Law Offices of J. WAYNE MUMPHREY,
John Wayne Mumphrey, Claude Salvador Mumphrey, II,
Wayne Brown Mumphrey,
Alfonse Savino Monteferrante;
For Appellee.

2001-C- 1530 RICHARD A. BERLIER vs. A.P. GREEN INDUSTRIES, INC.,
ET AL.

ON WRIT OF REVIEW TO THE COURT OF APPEAL FOURTH CIRCUIT

DEUTSCH, KERRIGAN & STILES,
William Claudy Harrison, Jr.,
Arthur Wendel Stout, III,
William F. Sheehan, Michele Svonkin;
For Applicant;

JEANSONNE & REMONDET,
Thomas Hebert Huval;
LANDRY & SWARR LLC,
Mickey P. Landry, Frank Joseph Swarr;
SCHAFFER & SCHAFFER,
John Timothy Suttles, Jr.;
GIBSON, DUNN & CRUTCHER,
Aaron G. York;
SIMPSON, THACHER & BARTLETT,
David J. Woll, Andrew T. Frankel;
For Respondent.

2000-KA-2086 STATE OF LOUISIANA vs. DANIEL T. IRISH

ON APPEAL FROM THE 1ST JUDICIAL DISTRICT COURT FOR
THE PARISH OF CADD0

R. Neal Walker, Kris Newell Finley,
Stephen Adger Glassell;
For Appellant;

Richard Phillip Ieyoub, Attorney General,
Paul Carmouche, District Attorney,
Catherine Marion Estopinal, Jason Wayne Waltman
Ross Stewart Owen, Assistant District Attorneys;
For Appellee.

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FRIDAY, NOVEMBER 30, 2001
9:30 A.M. SESSION

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

2000-K- 1705 STATE OF LOUISIANA vs. BERNELL ROMAN

ON WRIT OF REVIEW TO THE COURT OF APPEAL FOURTH CIRCUIT

Possible Summary Richard Phillip Ieyoub, Attorney General,
Disposition Harry F. Connick, District Attorney,
 Nicole B. Barron, Assistant District Attorney;
 For Applicant;

SPEARS & SPEARS,
Ike Spears;
For Respondent.

2000-KP-2739 STATE OF LOUISIANA vs. ARNOLDO MONTALBAN

ON SUPERVISORY WRITS TO THE 24TH JUDICIAL DISTRICT COURT
FOR THE PARISH OF JEFFERSON

Richard P. Ieyoub, Attorney General,
Paul D. Connick, Jr., District Attorney,
Terry Michael Boudreaux, Assistant District Attorney;
For Applicant;

IRVIN & ORIHUELA, LLC,
Ivan Alberto Orihuela;
For Respondent.

2000-KA-2277 STATE OF LOUISIANA vs. ELZIE BALL

ON APPEAL FROM THE 24TH JUDICIAL DISTRICT COURT FOR THE
PARISH OF JEFFERSON

Richard Phillip Ieyoub, Attorney General,
Paul D. Connick, Jr., District Attorney,
Terry Michael Boudreaux, Rebecca Jane Becker;
Quentin P. Kelly;
Assistant District Attorneys;
For Appellee.

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

ON WRIT OF REVIEW TO THE COURT OF APPEAL FOURTH CIRCUIT

Christopher Albert Aberle;
For Respondent.

ON WRIT OF REVIEW TO THE COURT OF APPEAL THIRD CIRCUIT

FLOURNOY, DOGGETT & LOSAVIO,
George Arthur Flournoy, Maria Anna Losavio
For Respondent.

J. Wayne Anderson;
Margot Gallup Augustin,
Matthew Robert Suffern,
Kathryn Ann Washington,
For Appellant;

Eve Kahao Gonzalez;
STONE, PIGMAN, WALTHER, WITTMANN & HUTCHINSON,
Noel Joseph Darce, Michael R. Fontham,
Stephanie D. Shuler, Paul Lewis Zimmering;
For Appellee.