

03/24/2016 "See News Release 017 for any Concurrences and/or Dissents."

SUPREME COURT OF LOUISIANA

NO. 2016-CC-0081

ANGELINA CANTUBA

VERSUS

THE AMERICAN BUREAU OF SHIPPING, ET AL.

PER CURIAM

Granted. The judgment of the district court granting summary judgment in favor of plaintiffs on the issue of liability is reversed. Any determination of the applicability of *res ipsa loquitur* is premature until all evidence has been presented, at which time the district court can make a determination of whether it is appropriate to give an instruction which would allow the jury to infer the defendant's negligence.

See Linnear v. Centerpoint Energy Entex/Reliant, 06-3030 (La. 9/5/07), 966 So.2d

36.