

11/07/2016 "See News Release 065 for any Concurrences and/or Dissents."

SUPREME COURT OF LOUISIANA

16-CC-1246 c/w 16-CC-1247 c/w 16-CC-1248

MARY P. LOUPE

VS.

USAA INSURANCE COMPANY

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

Hughes, J., dissents and would grant the writ.

The plaintiff was not injured during the commission of the offense attributed to him and his friends, but rather was injured during the commission of a separate intervening offense. In other words, the plaintiff was injured during an armed robbery, aggravated battery, or attempted murder, not an attempted possession of an illegal substance.

I further harbor serious doubt that the statute properly applies to minors in any event.