

2/24/2017 "See News Release 013 for any Concurrences and/or Dissents."

SUPREME COURT OF LOUISIANA

NO. 2017-CC-0115

JERRY L. JOHNSON AND DEBBIE R. JOHNSON

VERSUS

**GARY BYRD AND FARM BUREAU MUTUAL INSURANCE COMPANY
OF ARKANSAS, INC.**

**ON SUPERVISORY WRITS TO THE 26th JUDICIAL DISTRICT COURT
FOR THE PARISH OF WEBSTER**

Hughes, J., would grant the writ and assigns reasons.

I respectfully dissent and would grant the writ. The defendant did not solicit or conduct business in Louisiana. He did not advertise in Louisiana; his business was known by "word of mouth." He did not seek the business, it came to him. His posture was passive, not active.

Furthermore, the action involved, a dog bite, has nothing to do with his engine repair business. Had the dog bitten a neighbor, the mailman, or a salesman the result should be the same. Jurisdiction does not constitutionally lie in Louisiana under these facts.