

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

CARL TALBERT, ET AL

CIVIL ACTION

VERSUS

NO. 08-1532

ASSOCIATED TERMINALS OF ST.  
BERNARD, L.L.C., ET AL

SECTION "C" (5)

ORDER AND REASONS

IT IS ORDERED that the motion for partial summary judgment filed by the plaintiffs, Carl Talbert, Franklin Jacobs and Nathan Assavedo, Jr. is GRANTED insofar as the issues of Jones Act status, negligence and unseaworthiness have been stipulated. (Rec. Doc. 47; 50). As it pertains to insurance coverage, the motion is PARTIALLY GRANTED and PARTIALLY DENIED without prejudice. (Rec. Doc. 50). It is undisputed that State National Insurance Company issued an insurance policy to Associated Terminals of St. Bernard, L.L.C. However, the amount of damages recoverable under the policy is disputed.

New Orleans, Louisiana, this 20<sup>th</sup> day of November, 2009.

  
HELEN G. BERRIGAN  
UNITED STATES DISTRICT JUDGE