## STATE OF LOUISIANA COURT OF APPEAL, FIRST CIRCUIT

MABILE'S TRUCKING, INC., BLAINE MABILE AND RYAN-MABILE

NO. 2013 CW 0257

**VERSUS** 

STALLION OILFIELD SERVICES, LTD., AND A. WILBERT'S SONS, L.L.C.

APR 2 3 2013

In Re:

Shelter Mutual Insurance Company, applying for supervisory writs, 18th Judicial District Court, Parish of West Baton Rouge, No. 39,193.

BEFORE: WHIPPLE, C.J., McCLENDON AND HIGGINBOTHAM, JJ.

WRIT DENIED.

VGW TMH

McClendon, J., dissents and would grant the writ and reverse the district court's January 3, 2013 judgment that denied defendant Shelter Mutual Insurance Company's motion for summary judgment. I believe there is no genuine issue of material fact and defendant is entitled to judgment as a matter of law on the issue of coverage.

COURT OF APPEAL, FIRST CIRCUIT

PEPUTY CLERK OF COURT FOR THE COURT