

**PAUL MATLOCK, III, PAUL
MATLOCK, JR. AND
SEBASTIAN MELERINE**

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NO. 2007-CA-0651

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COURT OF APPEAL

VERSUS

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FOURTH CIRCUIT

**EAGLE GEOPHYSICAL
ONSHORE, INC., MARINE
TRANSPORT SYSTEM, INC.,
AND WATER SAFETY
SERVICES**

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STATE OF LOUISIANA

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MURRAY, J., CONCURS AND ASSIGNS REASONS

I agree that under the particular circumstances presented in this case the time charterer, Eagle Geophysical Onshore, Inc., is not liable. There was no evidence that Eagle directed or in any way controlled the operation of the boat and thus it is not liable. *See P & E Boat Rentals, Inc. v. Ennia General Ins. Co.*, 872 F.2d 642 (5th Cir. 1989)(finding a time charterer liable for its own negligent acts).