

NOT DESIGNATED FOR PUBLICATION

**STATE OF LOUISIANA
COURT OF APPEAL, THIRD CIRCUIT**

CA 05-1576

JAMES MILLER, SR.

VERSUS

LAFAYETTE CONSOLIDATED GOVERNMENT

**APPEAL FROM THE
FIFTEENTH JUDICIAL DISTRICT COURT
PARISH OF LAFAYETTE, NO. 2004-0808
HONORABLE GLENNON P. EVERETT, DISTRICT JUDGE**

**JOHN D. SAUNDERS
JUDGE**

Court composed of John D. Saunders, Glenn B. Gremillion, and Elizabeth A. Pickett,
Judges.

AFFIRMED.

**Ted David Hernandez
Assistant Attorney General
556 Jefferson St. 4th Floor
Lafayette, LA 70501
(337) 262-1700
Counsel for Defendant/Appellee:
State of Louisiana, thru DOTD**

Richard Riley Montgomery
Briney & Foret
P. O. Box 51367
Lafayette, LA 70505-1367
(337) 237-4070
Counsel for Defendant/Appellee:
Lafayette Consolidated Government

Christopher Joseph Piasecki
Davidson, Meaux, Sonnier, & McElligott
P. O. Drawer 2908
Lafayette, LA 70502-2908
(337) 237-1660
Counsel for Defendant/Appellee:
James Construction Group

J Arthur Smith, III.
Rebecca E. May-Ricks
Attorneys at Law
830 North St.
Baton Rouge, LA 70802
(225) 383-7716
Counsel for Plaintiff/Appellant:
James Miller, Sr.