

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA**

**TORREY ADAMS**

**CIVIL ACTION**

**VERSUS**

**NO. 19-12122**

**TRANZIT LOGISTICS, INC., ET AL.**

**SECTION: "G"**

**ORDER AND REASONS**

In this litigation, Plaintiff Torrey Adams (“Plaintiff”) brings suit against Tranzit Logistics, Inc. (“Tranzit”), William Lingren (“Lingren”), and American Inter-Fidelity Exchange (collectively, “Defendants”).<sup>1</sup> Plaintiff alleges that while operating an 18-wheeler truck on Clarence Henry Truckway in Orleans Parish, his truck was struck by an 18-wheeler truck driven by Lingren, who was driving within the scope of his employment with Tranzit.<sup>2</sup> Before the Court is Defendants’ “Motion for Partial Summary Judgment,” filed on February 23, 2021.<sup>3</sup> In the Motion, Defendants assert that it is undisputed that Lingren was within the scope of his employment at the time of the accident.<sup>4</sup> Therefore, Defendants argue that under Louisiana law, Plaintiff cannot pursue “both a negligence cause of action against [Lingren], for which Tranzit Logistics, Inc. will be vicariously liable, and a direct negligence claim against Tranzit Logistics, Inc. for alleged negligence in allowing [Lingren] to operate the vehicle and/or failing to train him

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<sup>1</sup> Rec. Doc. 2-2; Rec. Doc. 17.

<sup>2</sup> Rec. Doc. 17 at 2–4.

<sup>3</sup> Rec. Doc. 48.

<sup>4</sup> Rec. Doc. 48-1 at 3–4.

[or] maintain the vehicle.”<sup>5</sup> On March 17, 2021, the Court granted Plaintiff’s *ex parte* motion to dismiss his direct negligence claims against Tranzit.<sup>6</sup> Accordingly,

**IT IS HEREBY ORDERED** that Defendants’ “Motion for Partial Summary Judgment,”<sup>7</sup> is **DENIED AS MOOT**.

**NEW ORLEANS, LOUISIANA**, this 7<sup>th</sup> day of April, 2021.

  
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**NANNETTE JOLIVETTE BROWN**  
**CHIEF JUDGE**  
**UNITED STATES DISTRICT COURT**

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<sup>5</sup> Rec. Doc. 48.

<sup>6</sup> Rec. Doc. 50.

<sup>7</sup> Rec. Doc. 48.