

NOT DESIGNATED
FOR PUBLICATION

COURT OF APPEAL, FIRST CIRCUIT
STATE OF LOUISIANA

RE: Docket Number 2011-CA-1789

Steve Wayne Pourciau, Charlotte M. Pourciau and Steve
Wayne Pourciau on Behalf of His Minor Child, Taylor Wayne
Pourciau

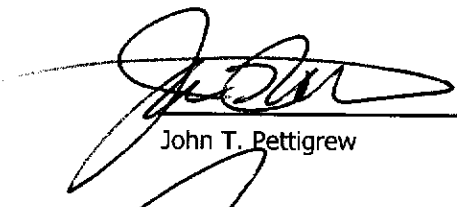
-- Versus --

Ecco Nino, Inc., d/b/a Nino's Restaurant, ABC Insurance
Company, Wings Three LA, L.L.C., d/b/a Buffalo Wild
Wings Grill & Bar, DEF Insurance Company, Equity One
(Louisiana Portfolio), L.L.C. and GHI Insurance Company

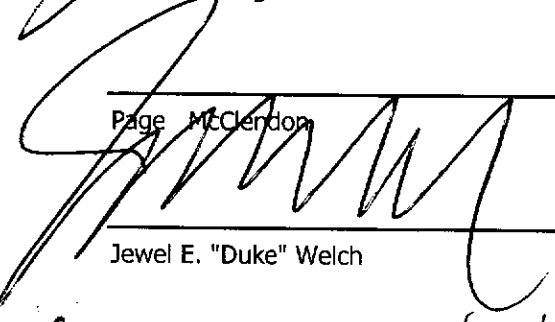
19th Judicial District Court
Case #: 564575
East Baton Rouge Parish

On Application for Rehearing filed on 10/09/2012 by Wings Three LA, LLC

Rehearing DENIED



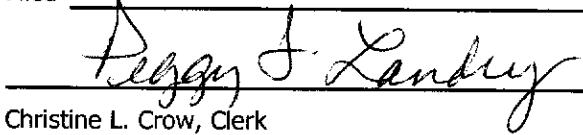
John T. Pettigrew



Jewel E. "Duke" Welch

McClendon J. Concurs with the ~~rehearing~~ **denial** for the reasons assigned and
Attached.

Filed NOV 27 2012



Christine L. Crow, Clerk

STATE OF LOUISIANA

COURT OF APPEAL

FIRST CIRCUIT

2011 CA 1789


NOV 27 2012

**STEVE WAYNE POURCIAU, CHARLOTTE M POURCIAU & STEVE WAYNE
POURCIAU ON BEHALF OF HIS MINOR CHILD,
TAYLOR WAYNE POURCIAU**

VERSUS

**ECCO NINO, INC. D/B/A NINO'S RESTAURANT, ABC INSURANCE
COMPANY, WINGS THREE LA, L.L.C. D/B/A WILD WINGS GRILL & BAR,
DEF INSURANCE COMPANY, EQUITY ONE (LOUISIANA PORTFOLIO)
LLC, GHI INSURANCE COMPANY**

McCLENDON, J., concurs in the denial of the rehearing and assigns reasons.



In its memorandum in support of its motion for summary judgment, Buffalo Wild Wings adopted "the arguments and exhibits offered by co-defendant Griffin Industries, Inc. in support of said co-defendant's pending motion for summary judgment."

Further, in support of its motion for summary judgment, Griffin introduced the relevant deposition excerpts of plaintiff, Steve Wayne Pourciau, and the representative of Buffalo Wild Wings, Tim Ward, and Daniel A. Payne, Jr.

Therefore, all depositions referenced in the decision were properly before the trial court on Buffalo Wild Wing's motion for summary judgment.