

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

JONATHAN LEFEAUX

NO. 2013 CW 0403

VERSUS

ANDREA CRAVEN, SHELTER
MUTUAL INSURANCE COMPANY
AND SOUTHERN FARM BUREAU
CASUALTY INSURANCE COMPANY

MARCH 18, 2013

In Re: Louisiana Farm Bureau Casualty Insurance Company,
applying for emergency supervisory writs, 19th
Judicial District Court, Parish of East Baton
Rouge, No. 596,162.

BEFORE: KUHN, PETTIGREW AND McDONALD, JJ.

WRIT DENIED.

JTP
JEK

McDonald, J., concurs in part and dissents in part. I concur with regard to the issue of the admissibility of prior claims and lawsuits, noting however that, as the trial progresses and the relevancy of the evidence may be developed, the trial court is to revisit its evidentiary rulings, considering admissibility in light of any newly established relevancy. Furthermore, the trial court's judgment granting the motion in limine as it pertains to the prior claims and lawsuits evidence should not preclude the use of this evidence for impeachment purposes, pursuant to La. Code Evid. art. 607, should testimony at trial so warrant. I dissent with regard to the issue of the admissibility of evidence reflecting the plaintiff's reported income on his tax returns, and I would reverse the trial court's judgment and deny the plaintiff's motion in limine on that issue, deferring any rulings of admissibility of this evidence to the trial.

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DEPUTY CLERK OF COURT
FOR THE COURT