

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

BARBARA FLITTER

NO. 2013 CW 0483

VERSUS

WALMART STORES, INC., DAVID
SPENCE, AND WAL MART
LOUISIANA, LLC

MAY 08 2013

In Re: Carriere-Stumm, LLC, applying for supervisory writs, 21st Judicial District Court, Parish of Livingston, No. 123,401.

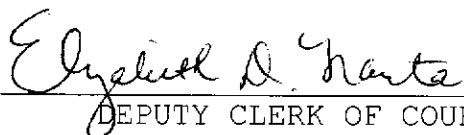
BEFORE: PARRO, WELCH AND DRAKE, JJ.

WRIT DENIED.

EGD
JEW

Parro, J., dissents and would grant the writ. Based upon my de novo review of the evidence presented to this Court, I find that respondent failed to produce factual support sufficient to establish that she will be able to satisfy her evidentiary burden of proof at trial in response to relator's motion raising an absence of such factual support. I thus find that no genuine issue as to material fact exists. Accordingly, I would grant the application.

COURT OF APPEAL, FIRST CIRCUIT



DEPUTY CLERK OF COURT
FOR THE COURT