

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

GERALD BELL SR. AND LULAROSE
S. BELL

NO. 2013 CW 0863

VERSUS

LOUISIANA STATE POLICE AND
WEST BATON ROUGE PARISH
SHERIFF'S OFFICE

SEP 24 2013

In Re: Mike Cazes, Sheriff of West Baton Rouge Parish,
applying for supervisory writs, 18th Judicial District
Court, Parish of West Baton Rouge, No. 37,264.

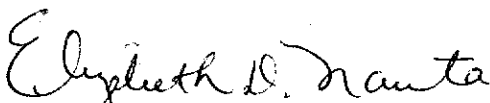
BEFORE: WHIPPLE, C.J., PARRO, GUIDRY, CRAIN AND DRAKE, JJ.

WRIT GRANTED. The trial court's judgment dated March 28, 2013, is hereby **REVERSED**, and the motion to dismiss filed by defendant, Mike Cazes, Sheriff of West Baton Rouge Parish, is hereby granted. Because plaintiffs' discovery responses were not "served on all parties" as required by La. Code Civ. P. art. 561, they did not constitute a step in the prosecution of this action.

RHP
JMG
WJC

Whipple, C.J., and Drake, J., dissent and would deny the writ.

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DEPUTY CLERK OF COURT
FOR THE COURT