

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

LUCAS SALVATO, SAMMY
SALVATO, AND WANDA SALVATO

NO. 2013 CW 2054

VERSUS

ROTOR SOURCE, INC. AND
JOHN DEAR

MAR 13 2014

In Re: Rotor Source, Inc. and John Dear, applying for
supervisory writs, 19th Judicial District Court,
Parish of East Baton Rouge, No. 612,307.

BEFORE: PETTIGREW, McDONALD, AND McCLENDON, JJ.

WRIT GRANTED. The Salvatos have failed to establish that they will be able to satisfy their evidentiary burden of proving an intentional tort at trial. La. C.C.P. art. 966(C)2. Accordingly, the application is granted and that portion of the trial court's ruling of November 15, 2013 denying Rotor Source, Inc. and John Dear's motion for summary judgment as to the Salvatos' claim alleging intentional tort hereby is reversed and judgment is entered granting that portion of the motion for summary judgment. As no other issues remain, the Salvatos' suit is dismissed, with prejudice, in its entirety.

PMc
JTP
JMM

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DEPUTY CLERK OF COURT
FOR THE COURT