STATE OF LOUISIANA COURT OF APPEAL, FIRST CIRCUIT

MAPP CONSTRUCTION, LLC, AND BITUMINOUS CASUALTY CORPORATION

NO. 2014 CW 0750

VERSUS

AMERISURE MUTUAL INSURANCE COMPANY, ET AL.

MAY 29, 2014

In Re:

Crum & Forster Specialty Insuance Company, applying for supervisory writs, 19th Judicial District Court, Parish of East Baton Rouge, No. 584,205.

BEFORE: PARRO, GUIDRY, AND DRAKE, JJ.

WRIT GRANTED. The trial court's ruling of May 27, 2014, denying Crum and Forster Specialty Insurance Company's motion to continue the trial on the issue of the reasonableness of attorney's fees hereby is reversed. Crum and Forster Specialty Insurance Company is entitled to a trial by jury. La. C.C.P. art. 1731; Francis v. Travelers Insurance Company, 581 So.2d 1036 (La. App. 1st Cir.), writs denied, 588 So.2d 1114 (La. 1991); 588 So.2d 1121 (1991). The matter is remanded to the trial court to reschedule the trial, currently recessed, as a jury trial after discovery has been certified as complete.

EGD RHP JMG

COURT OF APPEAL, FIRST CIRCUIT

Deputy CLERK OF COURT
FOR THE COURT