

**STATE OF LOUISIANA**  
**COURT OF APPEAL, FIRST CIRCUIT**

CAROLYN GUNTZ WILDERSON

NO. 2014 CW 1302

VERSUS

MAYA LUCILLE GUNTZ FLOWERS

**NOV 19 2014**

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In Re: Carolyn Guntz Wilderson, applying for supervisory writs,  
19th Judicial District Court, Parish of East Baton  
Rouge, No. 617,503.

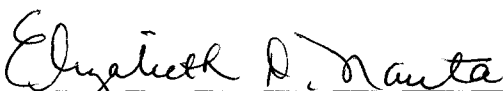
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**BEFORE: GUIDRY, THERIOT AND DRAKE, JJ.**

**WRIT GRANTED IN PART AND DENIED IN PART.** The trial court's September 8, 2014 judgment is reversed to the extent that it sustains the defendant's peremptory exception raising the objection of no cause of action. The plaintiff's petition states that there has been a May 4, 2012 judgment of possession placing the defendant, Maya Guntz Flowers, in possession of an undivided five-sixths interest in the Christian Street Property. Furthermore, the plaintiff prayed in the petition that an equitable division of the net proceeds from the sale of the property be made, "taking into consideration that the plaintiff invested unreimbursed personal funds in the property." See La. Civ. Code arts. 800 and 806. Accordingly, judgment is hereby rendered overruling the exception. In all other respects, the writ is denied.

**JMG  
MRT  
EGD**

COURT OF APPEAL, FIRST CIRCUIT



DEPUTY CLERK OF COURT  
FOR THE COURT