

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

GUSTAVE J. LABARRE, JR.

NO. 2014 CW 1739

VERSUS

OCCIDENTAL CHEMICAL COMPANY  
AND TEXAS BRINE COMPANY, LLC

AUG 14 2015

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In Re: Liberty Insurance Underwriters, Inc., applying for  
supervisory writs, 23rd Judicial District Court,  
Parish of Assumption, No. 33796.

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**BEFORE: WHIPPLE, C.J., McCLENDON AND HIGGINBOTHAM, JJ.**

**WRIT DENIED.** We find that based on the evidence proffered at the hearing on the remand, Travis J. Turner was employed as an attorney in the cause pending before his father, Judge Alvin Turner, which is a ground for mandatory recusal. La. Code Civ. P. art. 151(A)(3). Furthermore, we find that his participation in the cause was such that his withdrawal did not cure the mandatory ground for Judge Turner's recusal. **In re Aetna Casualty and Surety Company**, 919 F.2d 1136 (6th Cir. 1990). We further find, after a de novo review, that the trial court was not erroneous in finding that Travis J. Turner's employment in the cause pending before his father created an appearance of impropriety. **Tolmas v. Jefferson**, 2012-0555 (La. 4/27/12), 87 So.3d 855 (per curiam). Thus the ruling recusing Judge Alvin Turner from this case is affirmed.

TMH  
VGW

**McClendon, J., concurs.**

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DEPUTY CLERK OF COURT  
FOR THE COURT