

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

FLORIDA GAS TRANSMISSION
COMPANY

NO. 2015 CW 0312

VERSUS

TEXAS BRINE COMPANY, LLC

JUN 05 2015

In Re: Chubb Custom Insurance Company, applying for
supervisory writs, 23rd Judicial District Court,
Parish of Assumption, No. 34,316.

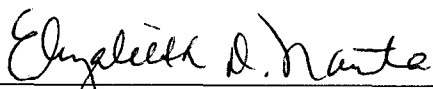
BEFORE: McDONALD, WELCH, AND CRAIN, JJ.

WRIT DENIED.

WJC
JMM

Welch, J., concurs. I would decline to exercise supervisory jurisdiction. I do not believe the criteria set forth in **Herlitz Construction Company, Inc. v. Hotel Investors of New Iberia, Inc.**, 396 So.2d 878 (La. 1981) (per curiam) are met on the issue of exhaustion. I agree with the majority in all other respects, including the denial of the writ as to the ruling on the application of Louisiana law.

COURT OF APPEAL, FIRST CIRCUIT



DEPUTY CLERK OF COURT
FOR THE COURT