

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

FLORIDA GAS TRANSMISSION
COMPANY

NO. 2015 CW 0454

VERSUS

TEXAS BRINE COMPANY, LLC, ET
AL

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.

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DEPUTY CLERK OF COURT
FOR THE COURT