

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

MARCUS HEATH AND HIS MOTHER,
MARILYN HEATH

NO. 2015 CW 0654

VERSUS

STATE OF LOUISIANA THROUGH
THE BOARD OF SUPERVISORS OF
SOUTHERN UNIVERSITY AND A&M
COLLEGE

MAY 12, 2015

In Re: Marcus Heath and his mother, Marilyn Heath, and
Cameron J. Taylor and his parents, Jerome E. Taylor
and Reda L. Taylor applying for supervisory writs,
19th Judicial District Court, Parish of East Baton
Rouge, No. 582,218 c/w 582,340.

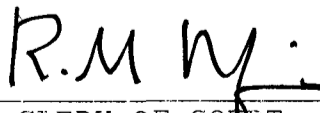
BEFORE: PETTIGREW, CRAIN, THERIOT, DRAKE AND CHUTZ, JJ.

WRIT GRANTED. We find that respondent failed to meet its
burden of demonstrating entitlement to summary judgment.
Accordingly, the application is granted and the court's April
22, 2015 judgment is reversed.

MRT
WRC
JTP
WJC

Drake, J., dissents and would decline to exercise this
Court's supervisory jurisdiction. See **Herlitz Construction
Company, Inc. v. Hotel Investors of New Iberia, Inc.**, 396 So.2d
878 (La. 1981)(per curiam).

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DEPUTY CLERK OF COURT
FOR THE COURT