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

TESSA CUTRER BURGESS

NO. 2015 CW 0694

**VERSUS** 

CHARLES DAVID BURGESS

MAY 14, 2015

In Re:

Charles David Burgess, applying for supervisory writs, 21st Judicial District Court, Parish of Tangipahoa, No. 2011-0002257.

BEFORE: WHIPPLE, C.J., McDONALD AND HIGGINBOTHAM, JJ.

WRIT DENIED.

VGW MML

Higginbotham, J., dissents and would grant the writ. The trial court abused its discretion in granting the motion for new trial.

COURT OF APPEAL, FIRST CIRCUIT

PUTY CLERK OF COURT FOR THE COURT