

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

SHAMROCK MANAGEMENT, LLC

NO. 2017 CW 1542

VERSUS

GOM FABRICATORS, LLC

NOV 30 2017

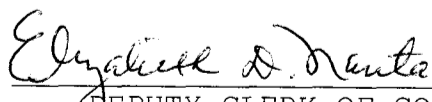
In Re: GOM Fabricators, LLC, applying for supervisory writs,
32nd Judicial District Court, Parish of Terrebonne,
No. 168673.

BEFORE: HIGGINBOTHAM, HOLDRIDGE AND PENZATO, JJ.

WRIT GRANTED WITH ORDER. The district court's judgment dated September 28, 2017, dismissing GOM Fabricators, LLC's reconventional demand is a final, appealable judgment due to the fact that the reconventional demand is non-compulsory. La. Code Civ. P. art 1061. The appeal of the reconventional demand may be taken without interruption or delay to the primary suit. Therefore, it is hereby ordered that this case be remanded to the district court with instruction to grant GOM Fabricators, LLC an appeal pursuant to the October 26, 2017, pleading notifying the district court of the relator's intention to seek writs. See **In re Howard**, 541 So.2d 195 (La. 1989). A copy of this court's action is to be included in the appellate record.

AHP
TMH
GH

COURT OF APPEAL, FIRST CIRCUIT



DEPUTY CLERK OF COURT
FOR THE COURT