

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

BARBARA STEWART

NO. 2017 CW 1337

VERSUS

OUR LADY OF THE LAKE
HOSPITAL, INC. D/B/A OUR
LADY OF THE LAKE REGIONAL
MEDICAL CENTER, PAUL
PERKOWSKI, M.D., CHARLES
HOLLOWAY, R.N. AND JENNA ST.
AMANT

AUGUST 21, 2018

In Re: Paul Perkowski, M.D., applying for supervisory writs,
19th Judicial District Court, Parish of East Baton
Rouge, No. 651787.

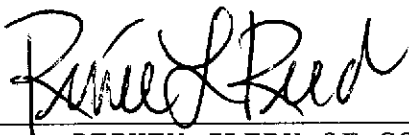
BEFORE: GUIDRY, PETTIGREW, AND CRAIN, JJ.

WRIT DENIED.

JTP
JMG

Crain, J., concurs in part and dissents in part. To the extent plaintiff claims lack of informed consent and that Dr. Perkowski breached the standard of care by not consulting intraoperatively with a wound care, burn care or plastic surgeon to assess her prior to excision and repair of the burn, or that the burn was not managed appropriately, or that proper follow-up care was not provided, I believe plaintiff is required to produce expert testimony to support those allegations. Because plaintiff has failed to provide any expert medical evidence she has failed to establish a genuine issue of material fact and relator is entitled to judgment as a matter of law as to those claims. As such, I would grant the writ in part. In all other respects I concur.

COURT OF APPEAL, FIRST CIRCUIT



DEPUTY CLERK OF COURT
FOR THE COURT