## STATE OF LOUISIANA COURT OF APPEAL, FIRST CIRCUIT

MARIA MORALES-AMAYA, HEIDY
MONTOYA-CORRALES, NORMA
MONTOYA-CORRALES, ALEJANDRA
MONTOYA-CORALES, SANTOS
CORDERO, AND HERLINDA
MARQUEZ, YOLANDA HERNANDEZ,
LUCIO HERNANDEZ, ISRAEL
HERNANDEZ AND LEE ROY
HERNANDEZ

NO. 2018 CW 0044

FEB 2 8 2018

**VERSUS** 

DAMIEN P. ROBINSON, D&P ROBINSON TRUCKING, LLC, PRAETORIAN INSURANCE COMPANY, JKL TRANSPORTATION COMPANY AND XYZ INSURANCE COMPANY

In Re:

Arabie Trucking Services, LLC, Arabie Trucking LLC, Arabie Bros. Trucking Inc. and Arabie Trucking Inc, and Hallmark Specialty Insurance Company as primary insurer of Arabie, applying for supervisory writs, 19th Judicial District Court, Parish of East Baton Rouge, No. 625528.

BEFORE: PETTIGREW, McCLENDON, WELCH, THERIOT, AND PENZATO, JJ.

WRIT DENIED. 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 not met.

JEW AHP

Pettigrew, J., concurs.

McClendon and Theriot, JJ., dissent and would direct the Clerk of this court to issue a Notice of Briefing Schedule pursuant to La. Code Civ. P. art. 966(H) to the counsel of record herein.

COURT OF APPEAL, FIRST CIRCUIT

EPUTY CLERK OF COURT FOR THE COURT