

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

MAX H. BAER

NO. 2018 CW 0738

VERSUS

STATE OF LOUISIANA AND/OR  
STATE OF LOUISIANA THROUGH  
THE DEPARTMENT OF  
TRANSPORTATION AND  
DEVELOPMENT, BOH BROS.  
CONSTRUCTION CO., L.L.C.,  
AND/OR JAMES CONSTRUCTION  
GROUP, L.L.C., AND ABC  
INSURANCE COMPANY

**SEP 17 2018**

---

In Re: Zurich American Insurance Company, applying for  
supervisory writs, 19th Judicial District Court,  
Parish of East Baton Rouge, No. 625791.

---

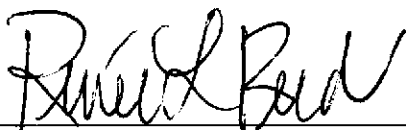
**BEFORE: PETTIGREW, WELCH, AND CHUTZ, JJ.**

**WRIT DENIED.**

**JTP  
WRC**

**Welch, J.**, dissents. I find the provisions of the self-insured retention endorsement clear and unambiguous. Accordingly, I would direct that the Clerk of this Court issue the Notice of Briefing Schedule pursuant to La. Code Civ. P. art. 966(H).

COURT OF APPEAL, FIRST CIRCUIT



---

DEPUTY CLERK OF COURT  
FOR THE COURT