

**DEBORAH AND HENRY  
MERCADEL, INDIVIDUALLY  
AND ON BEHALF OF  
DECEASED CHILD, MONIKE  
MERCADEL; SABRINA  
SEARS, ON BEHALF OF  
MINOR CHILD, JO'VAN  
SEARS; AND RAQUEL  
JOHNSON, ON BEHALF OF  
HER MINOR CHILD,  
JAVARANNA JOHNSON**

**\* NO. 2000-CA-1885  
\* COURT OF APPEAL  
\* FOURTH CIRCUIT  
\* STATE OF LOUISIANA  
\*  
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**VERSUS**

**HOUSING AUTHORITY OF  
NEW ORLEANS**

**APPEAL FROM  
CIVIL DISTRICT COURT, ORLEANS PARISH  
NO. 91-7952, DIVISION "K-14"  
Honorable Richard J. Ganucheau, Judge**

**\*\*\*\*\***

**JOAN BERNARD ARMSTRONG**

**JUDGE**

**\*\*\*\*\***

(Court composed of Judge Joan Bernard Armstrong, Judge Michael E. Kirby, and Judge Terri F. Love)

**(ON APPLICATION FOR REHEARING)**

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**-AND-**

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**REHEARING DENIED.**

The expert reports of B. Don Russell and Owens and McDowell were considered on appeal, as they were in the trial court, and they do not, when considered along with the other evidence, show that the trial court was clearly wrong-manifestly erroneous in concluding that the smoke detector manufacturer was free from fault. The testimony of Deborah Mercadel, to what she was told by HANO employees, was not hearsay. See La. Code Evid. art. 801 (D)(3)(a).

Accordingly, HANO's application for rehearing is denied

**REHEARING DENIED.**