

ARNOLD CRABTREE

*

NO. 2002-CA-0612

VERSUS

*

COURT OF APPEAL

**THE ESTATE OF HSIANG LIU
KUO, ALLSTATE INSURANCE
COMPANY AND CANAL
INDEMNITY INSURANCE
COMPANY**

*

FOURTH CIRCUIT

*

STATE OF LOUISIANA

*

*

Armstrong, J., dissents.

I respectfully dissent. The trial court should have the opportunity to review Mr. Crabtree's medical records as to the issue of whether he has proven damages. That is particularly so because Mr. Crabtree's \$7,861.23 in medical expenses lend credence to his allegations of injury. I would remand for a new trial so that the trial court can consider Mr. Crabtree's medical records along with any other pertinent evidence.