

**CHERYL MOORE, KIM  
WATTINGEY AND HENRY  
MARTIN**

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**NO. 2002-CA-1144**

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**COURT OF APPEAL**

**VERSUS**

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**FOURTH CIRCUIT**

**KENILWORTH/KAILAS  
PROPERTIES AND COLONY  
INSURANCE COMPANY**

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**STATE OF LOUISIANA**

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**BYRNES, C.J., CONCURS WITH REASONS**

I agree with everything set forth in the majority opinion. I respectfully concur merely to add as an additional reason in support of the decision to reverse the fact that summary judgment is a poor vehicle for determining matters that are insusceptible of precise determination such as general damages or, as in this case, the allocation of comparative fault.