

SEAN JOSEPH SIMON

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NO. 2004-C-0368

VERSUS

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COURT OF APPEAL

**BOARD OF COMMISSIONERS
OF THE PORT OF NEW
ORLEANS, ET AL.**

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FOURTH CIRCUIT

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STATE OF LOUISIANA

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ARMSTRONG, C.J., CONCURS WITH REASONS.

I respectfully concur in the majority opinion. The Reimer case is controlling and requires reversal of the trial court's denial of the exception raising the lack of subject matter jurisdiction.