

ELISABETH LASSITER BAINS

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NO. 2006-CA-1423

VERSUS

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COURT OF APPEAL

**THE YOUNG MEN'S
CHRISTIAN ASSOCIATION
OF GREATER NEW
ORLEANS, LOUISIANA**

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FOURTH CIRCUIT

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STATE OF LOUISIANA

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ARMSTRONG, C. J., DISSENTS.

I respectfully dissent.

An exception of no cause of action questions whether the law extends a remedy against the defendant to anyone under the factual allegations of the petition. *Badeaux v. Southwest Computer Inc.*, 05-0612, 05-719 (La. 3/17/06), 929 So.2d 1211, 1217. In this case, the allegations of plaintiff's complaint seek recovery solely under a theory of detrimental reliance. Present Louisiana case law finds that it is inherently unreasonable to rely on an offer of at-will employment. *May v. Harris Management*, 2004-2657 (La. App. 1 Cir. 12/11/05), 928 So.2d 140. Therefore, plaintiff's complaint fails to state a cause of action upon which she could recover against the defendant. Accordingly, I would affirm the judgment of the trial court.