

**SUPREME COURT OF LOUISIANA**

**NO. 98-C-1263**

**WASHINGTON G.B. BRYAN**

**V.**

**THE CITY OF NEW ORLEANS, ET AL.**

**ON WRIT OF CERTIORARI TO THE COURT OF APPEAL,  
FOURTH CIRCUIT, STATE OF LOUISIANA**

**JOHNSON, J., Dissenting**

I agree with the conclusion reached by the Court of Appeal that the humiliation and fear caused by Officer Miller's handcuffing necessitated Dr. Bryan's intensive psychiatric treatment. While the handcuffing incident was not the sole focus of their therapy sessions, Dr. Gonzales' testimony establishes that it acted as an aggravating factor in causing the generalized anxiety he diagnosed in Dr. Bryan. Therefore, Dr. Bryan is entitled to recover the additional \$86,900.00 for psychiatric expenses awarded by the Court of Appeal and I respectfully dissent.