# NOT DESIGNATED FOR PUBLICATION

## STATE OF LOUISIANA COURT OF APPEAL, THIRD CIRCUIT

## 04-606 consolidated with 04-603, 04-605, 04-607

## SCOTTSDALE INSURANCE COMPANY

VERSUS

## AMERICAN CITADEL GUARD

\*\*\*\*\*

## APPEAL FROM THE ELEVENTH JUDICIAL DISTRICT COURT PARISH OF SABINE, NO. 53682 HONORABLE STEPHEN BRUCE BEASLEY, DISTRICT JUDGE

#### \*\*\*\*\*

## ELIZABETH A. PICKETT JUDGE

#### \*\*\*\*

Court composed of Ulysses Gene Thibodeaux, Chief Judge, Glenn B. Gremillion, and Elizabeth A. Pickett, Judges.

### AFFIRMED.

Gremillion, J., dissents for the reasons assigned in *The Bryan Courtney Co. v. Ingram*, an unpublished opinion bearing docket number 04-603.

Kenneth N. Simmons Attorney at Law P. O. Drawer 490 Many, LA 71449 (318) 256-1275 Counsel for Plaintiff-Appellee: Bryan Courtney Company CLW, Inc. Robert A. Mahtook, Jr. Mahtook & LaFleur, L.L.C. P. O. Box 3089 Lafayette, LA 70502-3089 (337) 266-2189 Counsel for Defendant-Appellee: Scottsdale Insurance Co. James Ingram

James C. Donohue Donohue Patrick, P.L.L.C P. O. Box 1626 Baton Rouge, LA 70821-1629 (225) 214-1908 Counsel for Defendant-Appellant: American Citadel Guard, Inc.