

**NOT DESIGNATED FOR PUBLICATION**

**STATE OF LOUISIANA  
COURT OF APPEAL, THIRD CIRCUIT**

**CA 05-535**

**KEVIN R. THOMAS, ETC.**

**VERSUS**

**THE SUMMIT OF ALEXANDRIA, ET AL.**

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APPEAL FROM THE  
NINTH JUDICIAL DISTRICT COURT  
PARISH OF RAPIDES, NO. 217,410  
HONORABLE BENJAMIN CLYDE BENNETT, DISTRICT JUDGE

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**BILLY HOWARD EZELL  
JUDGE**

\*\*\*\*\*

Court composed of Chief Judge Ulysses Gene Thibodeaux, Chief Judge, Billy Howard Ezell, and J. David Painter, Judges.

**AFFIRMED IN PART, REVERSED IN PART, AND REMANDED.**

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