NOT DESIGNATED FOR PUBLICATION

STATE OF LOUISIANA

COURT OF APPEAL, THIRD CIRCUIT

05-1161

PEGGY AND GREGORY PARKER

VERSUS

LOUISIANA STATE UNIVERSITY BOARD OF SUPERVISORS, ET AL.

APPEAL FROM THE NINTH JUDICIAL DISTRICT COURT PARISH OF RAPIDES, NO. 216,258 HONORABLE GEORGE C. METOYER, JR., DISTRICT JUDGE ******

GLENN B. GREMILLION JUDGE

Court composed of Jimmie C. Peters, Michael G. Sullivan, and Glenn B. Gremillion, Judges.

Peters, J., dissents, finding that genuine issues of material fact exist that preclude the grant of a motion for summary judgment.

AFFIRMED.

Timothy D. Shumate Law Office of Chris J. Roy, Sr. 2006 Gus Kaplan Drive, #2B Alexandria, LA 71301 (318) 767-1114 Counsel for Plaintiffs/Appellants: Peggy and Gregory Parker Michael T. Johnson Johnson & Siebeneicher P. O. Box 648 Alexandria, LA 71309 (318) 484-3911 Counsel for Defendant/Appellee: Gamma Beta Phi Honor Society

Laura L. Picard Assistant Attorney General P. O. Box 1710 Alexandria, LA 71309 (318) 487-5944 Counsel for Defendant/Appellee: Louisiana State University Board of Supervisors