

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

12-277

CAMILLE LANDRY, ET AL.

VERSUS

PSA OF LAFAYETTE, LLC, ET AL.

ON REHEARING

**MARC T. AMY
JUDGE**

Court composed of John D. Saunders, Marc T. Amy, and J. David Painter, Judges.

AFFIRMED.

Saunders, J., dissents for reasons assigned on original majority opinion.

**Eve B. Masinter
Breazeale, Sachse & Wilson
909 Poydras, Suite 1500
New Orleans, LA 70112-4004
(504) 619-1800
COUNSEL FOR DEFENDANT/APPELLEE:
Pediatric Services of America, Inc.**

**Roy C. Cheatwood
Monica A. Frois
Brandy N. Sheely
Baker Donelson Bearman Caldwell & Berkowitz, P.C.
201 St. Charles Avenue, Suite 3600
New Orleans, LA 70170-3600
(504) 566-5200
COUNSEL FOR DEFENDANT/APPELLEE:
Pediatric Services of America, Inc.**

**J. Michael Veron
J. Rock Palermo, III
Veron, Bice, Palermo & Wilson
Post Office Box 2125
Lake Charles, LA 70602-2125
(337) 310-1600
COUNSEL FOR DEFENDANTS/APPELLEES:
Monica Ann Frois
Pediatric Services of America, Inc.**

**William W. Stagg
Ryan M. Goudelocke
Durio, McGoffin, Stagg & Ackermann, P.C.
Post Office Box 51308
Lafayette, LA 70505-1308
(337) 233-0300
COUNSEL FOR DEFENDANT/APPELLEE:
Women's and Children's Hospital, Inc.**

**John L. Hammons
Annis Cornell Rushing Flournoy
Chaile Allen
Nelson & Hammons
705 Milam Street
Shreveport, LA 71101
(318) 227-2401
COUNSEL FOR PLAINTIFFS/APPELLANTS:
Ryan D. Landry, et al.**

**Marc W. Judice
James J. Hautot, Jr.
Judice & Adley (A Professional Law Corporation)
Post Office Drawer 51769
Lafayette, LA 70505-1769
(337) 235-2405
COUNSEL FOR DEFENDANTS/APPELLEES:
Dr. Cong T. Vo
Dr. Rosaire Josseline Belizaire**

**James P. Lambert
Post Office Box 53083
Lafayette, LA 70505-3083
(337) 261-3737
COUNSEL FOR PLAINTIFFS/APPELLANTS:
Camille Landry, et al.**

Stewart E. Niles, Jr.
Michelle A. Bourque
Niles, Bourque & Fontana, LLC
909 Poydras Street, 35th Floor
New Orleans, LA 70112
(504) 310-8550
COUNSEL FOR DEFENDANT/APPELLEE:
The Administrators of the Tulane Educational Fund

Daniel G. Brenner
Eric John Miller
R. Preston Mansour, Jr.
Bolen, Parker, Brenner & Lee, LTD
Post Office Box 11590
Alexandria, LA 71315-1590
(318) 445-8236
COUNSEL FOR DEFENDANTS/APPELLEES:
Daniel G. Brenner
R. Preston Mansour, Jr.

Nadia de la Houssaye
Jones, Walker, Waechter, Poitenvent, Carrère & Denègre, L.L.P.
Post Office Box 3408
Lafayette, LA 70502-3408
(337) 539-7600
COUNSEL FOR DEFENDANTS/APPELLEES:
Dr. Vasanth Nalam
Louisiana Patient's Compensation Fund

AMY, Judge.

The plaintiffs filed the initial appeal in this matter after a jury determined that the defendant medical equipment provider violated a duty owed to their minor child, but that the defendant's negligence did not cause the injury or damages alleged. This court affirmed the judgments under review. *See Landry v. PSA of Lafayette, LLC*, 12-277 (La.App. 3 Cir. 11/7/12), _ So.3d _ (Saunders, J., dissenting).

The plaintiffs filed an application for rehearing, which was subsequently granted. After consideration on rehearing, the judgment of the trial court on the merits of this matter and the judgment denying the motions for judgment notwithstanding the verdict are affirmed for the reasons set forth in the original majority opinion released on November 7, 2012. All costs of this proceeding are assessed to the applicants on rehearing, Camille Landry and Ryan Landry.

AFFIRMED.