STATE OF LOUISIANA COURT OF APPEAL, THIRD CIRCUIT

14-62 consolidated with 14-61

TALESHA BERTRAND, ET UX.

VERSUS

ROBERT RUMSEY, M.D., ET AL.

APPEAL FROM THE FOURTEENTH JUDICIAL DISTRICT COURT PARISH OF CALCASIEU, NO. 2008-6528 HONORABLE DAVID A. RITCHIE, DISTRICT JUDGE

PHYLLIS M. KEATY JUDGE

Court composed of Sylvia R. Cooks, J. David Painter, and Phyllis M. Keaty, Judges.

REVERSED IN PART AND RENDERED.

Benjamin P. Mouton McGlynn, Glisson & Mouton Post Office Box 1909 Baton Rouge, Louisiana 70821 (225) 344-3555 Counsel for Plaintiffs/Appellants: James Bertrand Talesha Bertrand William C. Rowe, Jr.,
David C. Bolton
Rowe Law Firm
5157 Bluebonnet Boulevard
Baton Rouge, Louisiana 70809
(225) 293-8787
Counsel for Intervenors/Appellees:

Louisiana Patient's Compensation Fund
Louisiana Patient's Compensation Fund Oversight
Board, through the nominal defendant, Dr. Michael Kudla

James R. Shelton
Durio, McGoffin, Stagg & Ackermann
Post Office Box 51308

Lafayette, Louisiana 70505-1308 (337) 233-0300 Counsel for Defendants/Appellees: Louisiana Medical Mutual Insurance Company Michael Kudla, M.D.

J. Gregory Bergstedt Elizabeth F. Shea Fraser, Wheeler & Begstedt 4350 Nelson Road Lake Charles, Louisiana 70605 (337) 478-8595 Counsel for Defendants/Appellees: Preferred Professional Insurance Company Robert Rumsey, M.D.

KEATY, Judge.

For the reasons set forth in the companion case hereto, *Bertrand v. Kudla*, 14-61 (La.App. 3 Cir. _/_/14) ____ So.3d ____, the July 16, 2013 judgment notwithstanding the verdict rendered by the trial court denying an additional award of special damages for lost wages is reversed. We hereby award Talesha Bertrand the amount of \$46,550.00 representing lost wages from May 31, 2005 through March 15, 2006. We further reverse the trial court's denial of an increase in general damages to Talesha Bertrand and increase the award to \$150,000.00.

REVERSED IN PART AND RENDERED.