

No. 42,233-CW

ON REHEARING

COURT OF APPEAL
SECOND CIRCUIT
STATE OF LOUISIANA

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JERRY L. HUBBARD d/b/a
JLH LOGGING

Plaintiff-Applicant

versus

ROBERT A. PIKE, ELR, L.L.C., AND
ESKRIDGE, LUECK, REED, INC.

Defendants-Respondents

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On Rehearing
On application for writs from the
Eighth Judicial District Court for the
Parish of Winn, Louisiana
Trial Court No. 39,895-06

Honorable John R. Joyce, Judge

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KELLY & TOWNSEND
By: Thomas Taylor Townsend

Counsel for Applicants
Jerry L. Hubbard and JLH Logging

ADAMS & REESE
By: Phillip A. Franco
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L.L.C.
& Eskridge, Lueck, Reed, Inc.

CHAFFE MCCALL
By: Corinne A. Morrison
James C. Young
Charles P. Blanchard

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Before STEWART, CARAWAY, PEATROSS,
DREW and LOLLEY, JJ.

STEWART, J. , dissents from the grant of rehearing.
LOLLEY, J., dissents from the grant of rehearing.

DREW, J.

The original opinion of the majority affirming the trial court's grant of the defendants' exceptions of venue is now modified on rehearing to withdraw the order transferring the case to Plaquemines Parish pursuant to La. C.C.P. art. 121. The trial court's ruling dismissing plaintiff's claims on the defendants' exceptions of venue is otherwise affirmed. The case is remanded to the Eighth Judicial District Court for Winn Parish to afford the plaintiff, pursuant to La. C.C.P. art. 932, an opportunity to amend the petition or take other action to alleviate the problems of venue affecting his claims against the various defendants.