

The Supreme Court of the State of Louisiana

BRODDIE LACOSTE

No. 2023-OC-01589

VS.

PETER DAVENPORT, WILLIE DAISY, ENID
DAISY, AND W&E OYSTERS, INC.

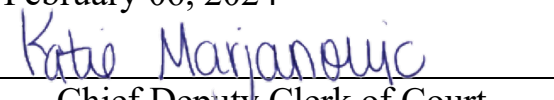
IN RE: Broddie Lacoste - Applicant Plaintiff; Applying For Supervisory Writ, Parish
of Terrebonne, 32nd Judicial District Court Number(s) 192008, Court of Appeal,
First Circuit, Number(s) 2023 CA 0279;

February 06, 2024

Writ application granted. See per curiam.

JTG
JLW
JDH
SJC
PDG

Crain, J., dissents.
McCallum, J., dissents.

Supreme Court of Louisiana
February 06, 2024


Chief Deputy Clerk of Court
For the Court

SUPREME COURT OF LOUISIANA

No. 2023-OC-01589

BRODDIE LACOSTE

VS.

**PETER DAVENPORT, WILLIE DAISY, ENID DAISY, AND W&E
OYSTERS, INC.**

On Supervisory Writ to the 32nd Judicial District Court, Parish of Terrebonne

PER CURIAM

Granted. The court of appeal erred in dismissing the appeal based on the failure of the trial court to properly comply with the court of appeal’s August 24, 2023 interim order. *See, e.g., Barnard v. Barnard*, 96-0859 (La. 6/24/96), 675 So. 2d 734 (holding the parties should not be penalized for a procedural violation by the trial court).

Accordingly, the appeal is reinstated. The matter is remanded to the court of appeal which is directed to issue a second interim order instructing the trial court to supplement the record on appeal with an amended judgment in compliance with court of appeal’s August 24, 2023 interim order and the provisions of La. Code Civ. P. arts. 1918 and 1951.