

The Supreme Court of the State of Louisiana

THOMAS M. HAMMONS

No. 2024-CC-00791

VS.

JOE BANKS DRYWALL & ACOUSTICS,
INC.; HERBERT "TREY" BANKS, III; AND
ABC INSURANCE COMPANY

IN RE: Thomas M. Hammons - Applicant Plaintiff; Applying For Supervisory Writ,
Parish of Richland, 5th Judicial District Court Number(s) 48,242, Court of Appeal,
Second Circuit, Number(s) 55,887-CW;

October 15, 2024

Writ application granted in part. See per curiam.

SJC
JLW
JDH
JTK
WJC
JBM
PDG

Supreme Court of Louisiana
October 15, 2024

Katie Marjanovic
Chief Deputy Clerk of Court
For the Court

SUPREME COURT OF LOUISIANA

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VS.

JOE BANKS DRYWALL & ACOUSTICS, INC.; HERBERT "TREY"
BANKS, III; AND ABC INSURANCE COMPANY

On Supervisory Writ to the 5th Judicial District Court, Parish of Richland

PER CURIAM

Granted in part. In the absence of agreement by all parties, the district court erred in ruling on the cross-motions for summary judgment without conducting a contradictory hearing. *See* La. Code Civ. P. art. 966(C)(1)(a).

Accordingly, the district court’s February 22, 2024, judgment is vacated. The case is remanded to the district court to conduct a contradictory hearing on these motions.

In all other respects, the application is denied.