

The Supreme Court of the State of Louisiana

LIRETTE NEVILLE, INDIVIDUALLY AND ON
BEHALF OF HER LATE SON, TRISTEN
EDGERSON (D) VS. LCMC HEALTH
HOLDINGS, INC. D/B/A EAST JEFFERSON
GENERAL HOSPITAL AND MICHAEL C.
GREIB, M.D.

No. 2025-C-00417

C/W

LIRETTE NEVILLE, INDIVIDUALLY AND ON
BEHALF OF HER LATE SON, TRISTEN
EDGERSON (D) VS. LCMC HEALTH
HOLDINGS, INC. D/B/A EAST JEFFERSON
GENERAL HOSPITAL AND MICHAEL C.
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IN RE: Lirette Neville, et al. - Applicant Plaintiff; Lirette Neville - Applicant
Plaintiff; Lirette Neville, individually and on behalf of her late son, Tristen Edgerson
(D) - Applicant Plaintiff; Applying For Writ Of Certiorari, Parish of Orleans Civil,
Civil District Court Number(s) 2023-10574, Court of Appeal, Fourth Circuit,
Number(s) 2024-CA-0305;

June 17, 2025

Writ application granted. See per curiam.

JMG
JLW
JDH
WJC
JBM
PDG
CRC

Supreme Court of Louisiana
June 17, 2025



Chief Deputy Clerk of Court
For the Court

SUPREME COURT OF LOUISIANA

No. 2025-C-00417

**LIRETTE NEVILLE, INDIVIDUALLY AND ON BEHALF OF HER LATE
SON, TRISTEN EDGERSON (D)**

VS.

**LCMC HEALTH HOLDINGS, INC. D/B/A EAST JEFFERSON GENERAL
HOSPITAL AND MICHAEL C. GREIB, M.D.**

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**LIRETTE NEVILLE, INDIVIDUALLY AND ON BEHALF OF HER LATE
SON, TRISTEN EDGERSON (D)**

VS.

**LCMC HEALTH HOLDINGS, INC. D/B/A EAST JEFFERSON GENERAL
HOSPITAL AND MICHAEL C. GREIB, M.D.**

On Writ of Certiorari to the Court of Appeal, Fourth Circuit, Parish of Orleans
Civil

PER CURIAM.

Writ Granted. The court of appeal erred in limiting its review of the plaintiff's appeal to a determination of whether the trial court erred in granting the *ex parte* motion to enforce judgment and dismissing the plaintiff's case with prejudice. In the context of the plaintiff's unrestricted appeal of the July 2, 2024 judgment, which was a final and appealable judgment, she was entitled to seek review of the trial court's adverse ruling sustaining the defendants' peremptory exception raising the objection of no cause of action, which was an interlocutory judgment as the court allowed the plaintiff an opportunity to amend her petition and did not dismiss her medical malpractice action in the ruling. See Stanley v. Housing Authority of New Orleans, 23-0192, p. 19 (La. App. 4th Cir. 11/8/23), 377 So. 3d 389, 403 ("A judgment granting an exception of no cause of action but providing leave to amend the petition is not a final

judgment or an interlocutory judgment subject to appeal. Rather, such a judgment merely permits an amendment within the delay allowed by the trial court as provided by La. C.C.P. art. 934.”). We therefore vacate the judgment of the court of appeal and remand this matter with instructions that the appellate court consider the merits of the errors assigned by the plaintiff on appeal.

VACATED AND REMANDED.