SONYA LYONS, INDIVIDUALLY AND : NUMBER: 557,947-B

AS THE TUTRIX OF SHAQUAN

MARKELL LYONS

VERSUS : FIRST JUDICIAL DISTRICT COURT

CADDO PARISH SCHOOL BOARD : CADDO PARISH, LOUISIANA

 **JUDGMENT ON CADDO PARISH SCHOOL BOARD**

 **MOTION FOR SUMMARY JUDGMENT**

The Court has thoroughly considered the Motion for Summary Judgment, filed February 21, 2013 by Caddo Parish School Board (CPSB), its three affidavits and memorandum, the opposition filed by Sonya Lyons, Individually and as the Tutrix of Shaquan Markell Lyons, and its exhibits (deposition extract of Shaquan Lyons and affidavit of Ms. Lyons), the reply memorandum filed by CPSB on March 22, 2013, oral arguments held April 15, 2013 and applicable law, particularly *Wallmuth v. Rapides Parish School Board,* 2001-1779 (La. 4/3/02), 813 So.2d 341. Finding that paragraph “e” of Sonya Lyons affidavit is hearsay and noting that there is no other evidence in the summary judgment record that proves negligence of CPSB, the motion must be granted.

Accordingly:

**IT IS ORDERED, ADJUDGED AND DECREED that the Motion for Summary Judgment filed by Caddo Parish School Board is granted and the claims of the plaintiffs are dismissed with prejudice.**

Signed this 8th day of May, 2013 in Shreveport, Caddo Parish, Louisiana.

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 Scott J. Crichton

 District Judge

DISTRIBUTION:

William F. Kendig, Counsel for Sonya Lyons, Individually and as Natural Tutrix of Shaquan Markell Lyons

Dale G. Cox, Jr., Counsel for Caddo Parish School Board