AUDRA JOWERS and : NUMBER: 560,105, “B”

JOEY CORSENTINO

VERSUS : FIRST JUDICIAL DISTRICT COURT

S.E.R. INTERESTS, LLC,

ACCIDENT INSURANCE CO.

AND RICHARD LOPEZ : CADDO PARISH, LOUISIANA

**JUDGMENT ON MOTION FOR SUMMARY JUDGMENT**

**(FILED BY DEFENDANT ACCIDENT INSURANCE COMPANY, INC.)**

 This Court has thoroughly considered the Motion for Summary Judgment, filed April 29, 2013 by Defendant Accident Insurance Company (“AIC”), its exhibits and memoranda, the opposition filed July 23, 2013 by Plaintiffs Audra Jowers and Joey Corsentino, the reply memoranda by AIC, oral arguments of counsel held July 29, 2013, the entire record and applicable law. Based on the particular circumstances asserted in the plaintiffs’ affidavit, and finding that the legal argument articulated by plaintiff counsel has merit (at least to the point of convincing the Court that AIC is not entitled to summary judgment as a matter of law under La. C.C.P. art. 966), the Court concludes that the motion should be denied. A full trial on the merits is warranted. Accordingly:

 **IT IS ORDERED, ADJUDGED AND DECREED that the Motion for Summary Judgment filed by defendant Accident Insurance Company is denied at its costs.**

Signed this 30th day of July, 2013 in Shreveport, Caddo Parish, Louisiana.

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 SCOTT J. CRICHTON

 DISTRICT JUDGE

DISTRIBUTION:

Walter D. White, Counsel for Audra Jowers and Joe Corsentino

Jordan M. Jeansonne, Counsel for AIG