

SAMUEL D. SILVERMAN, JR. : NUMBER 503,918-B  
VERSUS : 1<sup>ST</sup> JUDICIAL DISTRICT COURT  
MIKE ROGERS DRILLING CO., INC. : CADDO PARISH, LOUISIANA

**SUPPLEMENTAL JUDGMENT**

Pursuant to oral arguments of all counsel held in this matter on May 4, 2009, the Court rendered judgment in favor of Bass Enterprises Production Company on its exception of no cause of action and further rendered judgment dismissing the third party demand filed by Mike Rogers Drilling Co., Inc. Judgment in accordance with the above was signed and filed on May 6, 2009, and Notice of Judgment was dated May 8, 2009.

Civil Procedure Article 1915(B) provides that certain partial judgments may be designated as a final judgment by the trial court after an express determination that there is no just reason for delay. Specifically, the Court finds that:

1. At this juncture, liability is contested as to main demand between the original parties, and the potential ultimate responsibility of the defendant and third party plaintiff, Mike Rogers Drilling Company, is directly affected by the issues raised in this appeal;
2. Resolution by the Court of Appeal of the issue of indemnity in favor of contractors under the Louisiana Oilfield Anti-Indemnity Act (LOAIA), based upon the novel facts presented in this particular case, will hasten the likelihood of termination of the litigation;
3. There is no likelihood that this issue as to applicability of the LOAIA regarding indemnity will be mooted by further proceedings in this Court;
4. There is no possibility that this Court will be required to review the above issue again subsequent to an appellate determination; and
5. Judicial economy will be served by facilitating resolution of the remaining issues, resulting in reduced litigation costs.

ACCORDINGLY, IT IS ORDERED, ADJUDGED, AND DECREED that this Court's judgment of May 6, 2009, which granted the Exception of No Cause of Action filed by Bass