

NOT DESIGNATED FOR PUBLICATION

STATE OF LOUISIANA

COURT OF APPEAL

FIRST CIRCUIT

NO. 2007 CA 1375

JANE DOE, INDIVIDUALLY AND ON BEHALF OF
HER MINOR DAUGHTER, MARY DOE

VERSUS

CATHOLIC DIOCESE OF BATON ROUGE,
THE CATHOLIC MUTUAL GROUP,
JOHN SANDERS AND JOHN FABRE

Judgment Rendered: February 8, 2008.

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On Appeal from the
19th Judicial District Court,
In and for the Parish of East Baton Rouge,
State of Louisiana
Trial Court No. 516,896

Honorable Curtis A. Calloway, Judge Presiding

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Jane Doe, individually and on behalf
of her minor daughter, Mary Doe

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John Sanders and John Fabre

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BEFORE: CARTER, C.J., PETTIGREW, AND WELCH, JJ.

BPC
Q.21.
JAW

CARTER, C. J.

Plaintiffs seek review of the trial court's judgment rendered in accordance with a jury verdict in favor of defendants, dismissing plaintiffs' suit with prejudice and at their cost. Plaintiffs maintain that the jury's verdict and trial court judgment were manifestly erroneous in finding that plaintiffs received the legally required due process safeguards when they withdrew from enrollment at Redemptorist Diocesan Regional Catholic High School ("RHS"). Plaintiffs also assert that the jury erred in failing to award them compensatory damages.

After a thorough review of the record and an evaluation of the relevant jurisprudence, we find no manifest error in the jury's factual conclusions and credibility determinations. The record supports the jury's conclusion that due process requirements were met when plaintiffs chose to withdraw from RHS rather than pursue the disciplinary hearing process offered by RHS. There is no evidence in the record of any abuse of discretion on the part of defendants.¹ Additionally, the record supports the jury's conclusions that defendants did not defame or intentionally inflict emotional distress on plaintiffs. Thus, the jury correctly declined to award monetary damages to plaintiffs.

Therefore, we hereby summarily affirm the trial court's judgment rendered in accordance with the jury's verdict. See Uniform Rules – Courts of Appeal, Rule 2-16.2A(2), (6), (7), and (8). All costs associated with this appeal are assessed against plaintiffs/appellants.

AFFIRMED.

¹ See **Lawrence ex rel. Lawrence v. St. Augustine High School**, 07-0263 (La. App. 4 Cir. 3/21/07), 955 So.2d 183, 196-197.