

NOT DESIGNATED FOR PUBLICATION

STATE OF LOUISIANA

COURT OF APPEAL

FIRST CIRCUIT

2006 CA 1703

JOHN SCOTT DAVIS

VS.

FRANCIS B. BANKS, SAFECO INSURANCE COMPANY, AND FARM
BUREAU INSURANCE COMPANY

JUDGMENT RENDERED: JUNE 8, 2007

ON APPEAL FROM THE
THIRTY-SECOND JUDICIAL DISTRICT COURT
DOCKET NUMBER 140,152, DIVISION E
PARISH OF TERREBONNE, STATE OF LOUISIANA

HONORABLE RANDALL L. BETHANCOURT, JUDGE

STEPHEN S. STIPELCOVICH
MICHAEL J. SAMANIE
HOUMA, LA

ATTORNEYS FOR PLAINTIFF/APPELLEE
JOHN SCOTT DAVIS

SCOTT A. CANNON
SLIDELL, LA

ATTORNEY FOR THE DEFENDANT/APPELLANT
USAGENCIES CASUALTY INSURANCE
COMPANY

BEFORE: CARTER, C.J., WHIPPLE AND MCDONALD, JJ.

MCDONALD, J.

John Scott Davis filed this suit after he was injured in an automobile accident on Main Street in Houma, Louisiana. The accident occurred after Eliza Cleveland abruptly changed lanes, and then stopped suddenly to make a left-hand turn into a parking lot. The car behind her, driven by Mr. Davis, also had to stop suddenly and was rear-ended by the car behind him, driven by Francis Banks. After a trial on the merits, the court found that Ms. Cleveland was 75% at fault for the accident and Mr. Banks was 25% at fault for the accident. Ms. Cleveland and her insurer, USAgencies Casualty Insurance Company, are appealing that judgment, and assert that the trial court erred in its apportionment of fault.

After a thorough review of the record, we find no error by the trial court and affirm the trial court judgment in accordance with Uniform Rules - Courts of Appeal, Rule 2-16.2A(6) and (8). The appellants are cast with costs.

AFFIRMED.