06/01/2007 "See News Release 035 for any Concurrences and/or Dissents." **SUPREME COURT OF LOUISIANA**

No. 07-C-552

JAMES DARBY

versus

CITY OF NEW ORLEANS, DEPARTMENT OF POLICE, AND EDWIN COMPASS, SUPERINTENDENT OF POLICE

PER CURIAM

The plaintiff has failed to exhaust his remedies with Civil Service Commission, and therefore the writ of mandamus is premature. Accordingly, the decision of the court of appeal granting the writ of mandamus is reversed, and the exception of prematurity is granted.

REVERSED.