

FROM: CLERK OF SUPREME COURT OF LOUISIANA

The Opinions handed down on the 19th day of October, 2010, are as follows:

PER CURIAM:

2009-CC-2645 DENNIS ALBRITTON, MONA ALBRITTON AND TIMOTHY ALBRITTON O / B / O
DONALD ALBRITTON (D) v. GREG SALARD, M.D. JOHN REEVES, M. D. AND
GLENWOOD REGIONAL MEDICAL CENTER

Retired Judge Philip Ciaccio, assigned as Justice *ad hoc*, sitting
for Chief Justice Catherine D. Kimball.

Accordingly, we recall our order of April 23, 2010 as
improvidently granted, and we deny defendant's writ application.

Weimer, J., dissents and assigns reasons.
Victory, J., dissents and assigns reasons.

10/19/10

SUPREME COURT OF LOUISIANA

No. 09-CC-2645

DENNIS ALBRITTON, MONA ALBRITTON AND
TIMOTHY ALBRITTON O/B/O DONALD ALBRITTON (D)

VERSUS

GREG SALARD, M.D., JOHN REEVES, M.D. AND
GLENWOOD REGIONAL MEDICAL CENTER

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL,
SECOND CIRCUIT, PARISH OF OUACHITA

PER CURIAM*

We granted defendant's application for a writ of certiorari in this case on April 23, 2010. After hearing oral arguments and reviewing the record of the matter, we conclude the judgment below does not require the exercise of this court's supervisory authority. Accordingly, we recall our order of April 23, 2010 as improvidently granted, and we deny defendant's writ application.

* Retired Judge Philip C. Ciaccio, assigned as Justice *ad hoc*, sitting for Chief Justice Catherine D. Kimball.

10/19/10

SUPREME COURT OF LOUISIANA

No. 09-CC-2645

**DENNIS ALBRITTON, MONA ALBRITTON AND
TIMOTHY ALBRITTON O/B/O DONALD ALBRITTON (D)**

VERSUS

**GREG SALARD, M.D., JOHN REEVES, M.D., AND
GLENWOOD REGIONAL MEDICAL CENTER**

On Writ of Certiorari to the Court of Appeal, Second Circuit, Parish of Ouachita

WEIMER, J., dissenting.

I respectfully dissent. Although I believe the trial court and court of appeal did not err, I would not recall the writ after it had been granted.

10/19/10

SUPREME COURT OF LOUISIANA

No. 09-CC-2645

***DENNIS ALBRITTON, MONA ALBRITTON AND
TIMOTHY ALBRITTON O/B/O DONALD ALBRITTON (D)***

VERSUS

***GREG SALARD, M.D., JOHN REEVES, M.D., AND
GLENWOOD REGIONAL MEDICAL CENTER***

**ON WRIT OF CERTIORARI TO THE COURT OF APPEAL,
SECOND CIRCUIT, PARISH OF OUACHITA**

VICTORY, J., dissenting.

I dissent from the per curiam opinion recalling our prior grant of defendant's writ application. In my view, the Court should have authored a full opinion to consider the issues presented in this case.