

03/28/02 “See News Release 26 for Dissents and Concurrences”

SUPREME COURT OF LOUISIANA

NO. 99-CA-3357

NO. 01-CA-2106

LOUISIANA ELECTORATE OF  
GAYS AND LESBIANS, INC., ET AL.

V.

THE STATE OF LOUISIANA, ET AL.

CALOGERO, C.J., concurring in part and dissenting in part.

I concur in the majority’s opinion insofar as it finds the district court must follow the binding precedent of this court. However, for the reasons expressed in my dissent in *State v. Smith*, 99-0606 (La. 7/6/00), 766 So. 2d 501, I disagree with the result reached by the majority and would docket this case for further proceedings to revisit our holding in *Smith*.