

325 So.3d 1051 (Mem)
Supreme Court of Louisiana.

MORGAN CITY Land and Fur Company, L.L.C.

v.

TENNESSEE GAS PIPELINE CO., L.L.C., et al.

No. 2021-C-00704

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10/12/2021

Applying For Writ Of Certiorari, Parish of Plaquemines,
25th Judicial District Court Number(s) 64-754, Court of
Appeal, Fourth Circuit, Number(s) 2020-CA-0676 C/W
2020-C-0575.

Opinion

*1052 **1 Writ application granted in part. See per curiam.

PER CURIAM

Writ granted in part. Having correctly found factual questions precluded summary judgment, the court of appeal erred in passing on the existence of a duty, an issue which is closely intertwined with the facts. Accordingly, the judgment of the court of appeal is affirmed insofar as it reverses the district court's grant of partial summary judgment, but the portion of the opinion discussing the existence of an implied duty is vacated and set aside. In all other respects, the writ is denied. The case is remanded to the district court for further proceedings.

All Citations

325 So.3d 1051 (Mem), 2021-00704 (La. 10/12/21)