

JAMES J. DONELON, COMMISSIONER : SUIT NO.: 651,069 SECTION: 22  
 OF INSURANCE FOR THE STATE OF :  
 LOUISIANA, IN HIS CAPACITY AS :  
 REHABILITATOR OF LOUISIANA :  
 HEALTH COOPERATIVE, INC. :

versus :

CGI TECHNOLOGIES AND : PARISH OF EAST BATON ROUGE  
 SOLUTIONS, INC., GROUP :  
 RESOURCES INCORPORATED, BEAM :  
 PARTNERS, LLC, MILLIMAN, INC., :  
 BUCK CONSULTANTS, LLC. WARNER :  
 L. THOMAS, IV, WILLIAM A. OLIVER, :  
 SCOTT POSECAI, PAT QUINLAN, :  
 PETER NOVEMBER, MICHAEL :  
 HULEFELD, ALLIED WORLD :  
 SPECIALTY INSURANCE :  
 COMPANY a/k/a DARWIN NATIONAL : 19<sup>TH</sup> JUDICIAL DISTRICT COURT  
 ASSURANCE COMPANY, :  
 ATLANTIC SPECIALTY INSURANCE :  
 COMPANY, EVANSTON INSURANCE :  
 COMPANY, RSUI INDEMNITY :  
 COMPANY AND ZURICH AMERICAN :  
 INSURANCE COMPANY : STATE OF LOUISIANA

**MOTION FOR LEAVE TO FILE PLAINTIFF'S  
 THIRD AMENDED PETITION FOR DAMAGES AND REQUEST FOR JURY TRIAL**

NOW INTO COURT, through undersigned counsel, comes Plaintiff, James J. Donelon, Commissioner of Insurance for the State of Louisiana in his capacity as Rehabilitator of Louisiana Health Cooperative, Inc. ("LAHC"), through his duly appointed Receiver, Billy Bostick ("Plaintiff" or the "Commissioner"), who respectfully moves this Honorable Court for leave to file the attached Third Amended Petition for Damages and Request for Jury Trial ("Third Amended Petition"), pursuant to Louisiana Code of Civil Procedure article 1151 and Local Rule 9.9(g)(4), for the reasons set forth below:

Plaintiff would like to dismiss voluntarily all claims for the recovery of attorneys' fees and/or administrative expenses incurred by the Plaintiff as a result of either this litigation and/or the separately filed and pending Rehabilitation Action, *Donelon v. Louisiana Health Cooperative, Inc.*, 19<sup>th</sup> JDC, No. 641 928, Sec. 26. Plaintiff therefore respectfully moves for leave of Court to file the attached, Third Amended Petition, which specifically amends Plaintiff's previously filed and pending Second Amended Petition.

*Travis Kirkman*

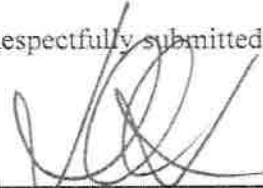
East Baton Rouge Parish  
 Deputy Clerk of Court



The filing of this Third Amended Petition will not delay this case or cause any undue hardship whatsoever on the defendants. Discovery is in the initial stages. No depositions have yet been taken. Plaintiff recently requested that the Court adopt a Case Management Schedule (“CMS”), but no such CMS is currently in effect. No trial date has been set.

**WHEREFORE**, Plaintiff prays that this Motion for Leave be granted, and that his Third Amended Petition for Damages be filed without delay.

Respectfully submitted,



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J. E. Cullens, Jr., T.A., La. Bar #23011  
Edward J. Walters, Jr., La. Bar #13214  
Darrel J. Papillion, La. Bar #23243  
Andrée M. Cullens, La. Bar #23212  
S. Layne Lee, La. Bar #17689  
**WALTERS, PAPIILLION,  
THOMAS, CULLENS, LLC**  
12345 Perkins Road, Bldg One  
Baton Rouge, LA 70810  
Phone: (225) 236-3636  
Email: cullens@lawbr.net

*Trevor Kirksey*

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East Baton Rouge Parish  
Deputy Clerk of Court

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**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing has been furnished via e-mail to all counsel of record as follows, this 31<sup>st</sup> day of July, 2020, in Baton Rouge, Louisiana.

W. Brett Mason  
Michael W. McKay  
Stone Pigman  
301 Main Street, #1150  
Baton Rouge, LA 70825

Harry Rosenberg  
Phelps Dunbar  
365 Canal Street  
Suite 2000  
New Orleans, LA 70130

James A. Brown  
A'Dair Flynt  
Liskow & Lewis  
One Shell Square  
701 Poydras Street, #5000  
New Orleans, LA 70139

Michael A. Balascio  
Barrasso Usdin Kupperman  
909 Poydras Street  
24th Floor  
New Orleans, LA 70112

Seth A. Schmeackle  
Lugenbuhl, Wheaton, Peck  
601 Poydras Street  
Suite 2775  
New Orleans, LA 70130

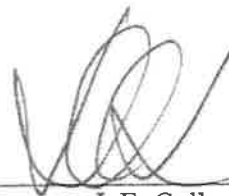
Karl H. Schmid  
Degan, Blanchard, & Nash  
400 Poydras Street  
Suite 2600  
New Orleans, LA 70130

George D. Fagan  
Leake & Andersson  
1100 Poydras Street  
Suite 1700  
New Orleans, LA 70163

Mr. John W. Hite, III  
Salley, Hite, Mercer & Resor, LLC  
365 Canal Street  
Suite 1710  
New Orleans, LA 70130

Thomas McEachin  
Schonekas, Evans, McGoey  
909 Poydras Street, Suite 1600  
New Orleans, LA 70112

Robert B. Bieck, Jr.  
Jones Walker LLP  
201 St. Charles Avenue  
49th Floor  
New Orleans, LA 70170



J. E. Cullens, Jr.



East Baton Rouge Parish  
Deputy Clerk of Court



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INSURANCE COMPANY :

PARISH OF EAST BATON ROUGE

19<sup>TH</sup> JUDICIAL DISTRICT COURT

STATE OF LOUISIANA

**ORDER**

Considering Plaintiff's Motion for Leave to File Third Amended Petition for Damages and Request for Jury Trial (with Incorporated Memorandum):

**IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** that the Motion for Leave is **GRANTED**, and the Plaintiff's Third Amended Petition for Damages and Request for Jury Trial be deemed filed.

SIGNED this August 06 2020, 2020, at Baton Rouge, Louisiana.

  
HON. JUDGE TIMOTHY KELLEY 19th JDC

PLEASE PROVIDE NOTICE  
PURSUANT TO LSA-CCP ART. 1913

