

STATE OF LOUISIANA

COURT OF APPEAL, FIRST CIRCUIT

MICKEY TROTTER

NO. 2026 CW 0649

VERSUS

GRADY CRAWFORD CONSTRUCTION
COMPANY, INC. AND CLEMON
DURHAM

JULY 13, 2026

In Re: Clemon Durham, applying for supervisory writs, 19th
Judicial District Court, Parish of East Baton Rouge, No.
772000.

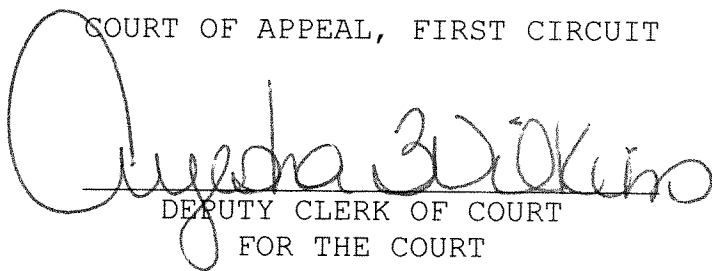
BEFORE: THERIOT, LANIER, AND MILLER, JJ.

WRIT DENIED.

**WIL
SMM**

Theriot, J., dissents and would grant the writ. There is no dispute plaintiff is domiciled in Mississippi and the accident happened in Mississippi. I find the convenience of the parties and witnesses, as well as the interest of justice, require this case to be heard in Mississippi. See La. Code Civ. P. art. 123; see also **Holland v. Lincoln General Hospital**, 2010-0038 (La. 10/19/10), 48 So.3d 1050. Accordingly, I would reverse, grant defendant's motion to dismiss for *forum non conveniens*, and remand this matter to the district court for consideration of La. Code Civ. P. art. 123(C) and, thereafter, entry of a judgment of dismissal without prejudice pursuant to La. Code Civ. P. art. 123(B).

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DEPUTY CLERK OF COURT
FOR THE COURT