

STATE OF LOUISIANA

COURT OF APPEAL, FIRST CIRCUIT

DAWAUAN HARRIS

NO. 2026 CW 0618

VERSUS

MICHAEL THORNHILL AND STUPP
BROS., INC. D/B/A STUPP
CORPORATION

AUGUST 24, 2026

In Re: Stupp Bros., Inc. d/b/a Stupp Corporation and Stupp Coatings, LLC, applying for supervisory writs, 19th Judicial District Court, Parish of East Baton Rouge, No. 761004.

BEFORE: McCLENDON, C.J., HESTER AND MILLER, JJ.

WRIT GRANTED IN PART AND DENIED IN PART. The portion of the trial court's April 10, 2026 judgment which overruled the Peremptory Exception of Prescription filed by defendant, Stupp Coatings, LLC, is reversed. Plaintiff failed to carry his burden of proving interruption or suspension of prescription of his facially prescribed claims against Stupp Coatings, LLC. **Sims v. Am. Ins. Co.**, 2012-0204 (La. 10/16/12), 101 So.3d 1, 4. Accordingly, the exception of prescription is granted, and plaintiff's claims against Stupp Coatings, LLC are dismissed. The writ is denied in all other respects. See **Hill v. Franklin**, 2023-0970 (La. App. 1st Cir. 9/25/24), 2024 WL 4284619 (unpublished), writ denied, 2024-01416 (La. 3/18/25), 402 So.3d 1211; **Pierce v. Foster Wheeler Constructors, Inc.**, 2006-0562 (La. App. 1st Cir. 12/28/06), 2006 WL 3804620 (unpublished).

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DEPUTY CLERK OF COURT
FOR THE COURT