

STATE OF LOUISIANA, THROUGH
DEPARTMENT OF TRANSPORTATION
AND DEVELOPMENT

RECEIVED

NUMBER 50875 DIV. C

2022 JUN 15 AM 10:41 18th JUDICIAL DISTRICT COURT

VERSUS

DOTD
OFFICE OF GENERAL

PARISH OF POINTE COUPEE

MALONE TRANSPORTATION, LLC,
SHAQUILLE D. JACKSON, AND
SUPRA INSURANCE SERVICES, LLC

STATE OF LOUISIANA

PETITION

BK
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2022 JUN -6 PM 12:03
CLERK OF COURT
PARISH OF POINTE COUPEE

The petition of the State of Louisiana, through Department of Transportation & Development (hereafter referred to as “the Department”), created under and by virtue of the laws of the State of Louisiana, and domiciled in the City of Baton Rouge, Parish of East Baton Rouge, State of Louisiana, respectfully represents that:

1.

Made defendants herein are:

- I. **MALONE TRANSPORTATION, LLC** (hereafter “Malone”), a foreign corporation authorized to do and doing business in the State of Louisiana, and who was the owner of the motor vehicle in question on June 28, 2021;
- II. **SHAQUILLE D. JACKSON** (hereafter “Jackson”), a major person domiciled in the City of Orange, State of Texas, and was the operator of the motor vehicle in question on June 28, 2021; and
- III. **SUPRA INSURANCE SERVICES, LLC** (hereafter “Supra”), a foreign corporation authorized to do and doing business in the State of Louisiana, who is the insurer of the motor vehicle in question on June 28, 2021.

2.

Petitioner shows that, based on information and belief, the above named defendants are justly and truly indebted, jointly and in solido, to your petitioner for such damages as are reasonable in the premises, together with legal interest thereon from date of judicial demand, until paid, and for all costs of these proceedings.

3.

On or about June 28, 2021, the motor vehicle “2015 Freightline Tractor Trailer”, VIN #: 3AKJGLD65FSFX5217, that is owned by defendant MALONE, operated by defendant JACKSON, and insured by defendant SUPRA, was traveling southbound on LA 1 (milepost

200.0; 1.3 miles south of LA 972) in Pointe Coupee Parish, when JACKSON lost control of the vehicle, left the roadway, and impacted the guardrail in this area of LA 1, and caused major structural damage to the Guardrail, with said guardrail and its appurtenances being under the jurisdiction of the Department and owned by the State of Louisiana.

4.

Under the laws of the State of Louisiana, the construction, maintenance, and repair of the public state highways of the State of Louisiana, and the maintenance and repair of guardrails, including the subject structural damage to the Guardrail, at the location referred to above, are functions of your petitioner.

5.

As a result of the accident, the Department is required to repair the structural damage to the subject Guardrail at said location.

6.

The accident and resulting damages was caused by the negligence of defendant JACKSON in the following particular, but not necessarily exclusive respects:

1. In failing to keep a proper lookout;
2. In failing to keep proper control of said motor vehicle and failing to take the proper evasive action to avoid the resulting collision;
3. In failing to stop or slow the motor vehicle in time to avoid the resulting collision;
4. In operating said motor vehicle in a generally careless manner without due regard for the property of others; and
5. Any and all other acts and omissions which will be shown at the trial of this matter.

7.

Petitioner alleges on information and belief that at the time of the accident sued upon, defendant JACKSON was employed by, or on a mission for defendant MALONE, or in the alternative, was in charge of driving the motor vehicle involved in said accident with the authorization, permission, and consent of defendant MALONE.

8.

Under the provisions of La. R.S. 13:4521, petitioner herein is entitled to file and prosecute this suit without the payment of costs of Court in advance or as the same accrue and without the necessity of advancing costs, bond, or surety therefore.

Petitioner alleges amicable demand has been made to no avail.

WHEREFORE, petitioner prays that:

1. A certified copy of the above and foregoing pleading be served upon the defendants and they be cited to appear and defend this lawsuit; and
2. After all legal delays have expired and due proceedings had, there be judgment herein in favor of petitioner, the DEPARTMENT, and against the defendants, MALONE TRANSPORTATION, LLC, SHAQUILLE D. JACKSON, and SUPRA INSURANCE SERVICES, LLC for such damages as are reasonable in the premises, together with legal interest thereon from date of judicial demand, until paid, for all costs of these proceedings.

RESPECTFULLY SUBMITTED:

LOUISIANA DEPARTMENT OF
TRANSPORTATION & DEVELOPMENT
OFFICE OF THE GENERAL COUNSEL

BY: Nick Pritchett
OF COUNSEL
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PLEASE SERVE:

1. Supra Insurance Services, LLC,
through its agent for service of process,
Secretary of State, State of Louisiana

VIA LONG ARM STATUTE:

CERTIFIED
TRUE COPY
JUN - 9 2022
BY Olivia S. Victorian
Deputy Clerk - Pointe Coupee Parish

2. Malone Transportation, LLC
8207 Merriweather Dr.
Dallas, TX 75236-5838

3. Shaquille D. Jackson
1813 24th St.
Orange, TX 77630-3106