STATE OF LOUISIANA, THROUGH THE DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT	NUMBER_____ DIV.___
	18th JUDICIAL DISTRICT COURT
VERSUS	PARISH OF IBERVILLE
MARQUETTE TRANSPORTATION COMPANY GULF-INLAND, L.L.C. AND JOSHUA BOTT	STATE OF LOUISIANA

PETITION

The petition of the State of Louisiana, through the Department of Transportation & Development (hereafter referred to as "DOTD"), 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. **MARQUETTE TRANSPORTATION COMPANY GULF-INLAND, L.L.C.** (hereafter "Marquette"), a foreign corporation authorized to do and doing business in the State of Louisiana, and who was the owner of the motor vessel "St. Charles" on November 19, 2013; and

II. **JOSHUA BOTT** (hereafter "Bott"), a major person who was the boat captain of the motor vessel "St. Charles" on November 19, 2013.

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 premise, together with legal interest thereon from date of judicial demand, until paid, and for all costs of these proceedings.

3.

On or about November 19, 2013, the motor vessel "St. Charles" and tow, said vessel being owned by defendant MARQUETTE, and operated and piloted by defendant BOTT, allided with, and caused damage to, the southwest fender system, walkway, electrical system, and

appurtenances of the M/B 46 Port Allen Route Grosse Tete Bridge. The bridge is further identified as being structure number 2190107251, with said bridge and its appurtenances being under the jurisdiction of DOTD 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 bridges, including all bridge components and appurtenances at the above-referenced location, are functions of your petitioner.

5.

As a result of the accident, DOTD was required to repair the damaged components, including but not limited to, the fender system, walkway, and electrical system.

6.

The accident and resulting damages were caused by the negligence of defendant BOTT 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 vessel and failing to take the proper evasive action to avoid the resulting collision;
3. In failing to stop or slow the motor vessel in time to avoid the resulting collision;
4. In operating said motor vessel 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 BOTT was employed by, or on a mission for defendant MARQUETTE, or in the alternative, was in charge of piloting the motor vessel involved in said accident with the authorization, permission, and consent of defendant MARQUETTE.

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.

9.

Petitioner alleges amicable demand has been made to no avail.

WHEREFORE, the State of Louisiana, through the Department of Transportation and Development 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 its favor and against the defendants, **MARQUETTE TRANSPORTATION COMPANY GULF-INLAND, L.L.C.** and **JOSHUA BOTT** 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: _____
Of Counsel

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PLEASE SERVE:

1. Marquette Transportation Company Gulf-Inland, L.L.C.,
   through its agent for service of process,
   Cossich, Sumich, & Parsiola, LLC
   8397 Hwy. 23
   Belle Chasse, LA 70037

Please withhold service at this time:

2. Joshua Bott