

LOUISIANA COURT OF APPEAL, FIRST CIRCUIT

**C.A. Altazan, Jr. and Theresa Altazan v. Craig H. Gosserand,
Gosserand Construction, L.L.C. and Mogoss Construction, L.L.C.**

Altazan · No. 2025 CW 1069 · Decided January 23, 2026

SUMMARY

The Louisiana First Circuit declined to consider Western World Insurance Company's supervisory writ application as untimely. The court held that a motion for new trial directed at an interlocutory partial default judgment was procedurally improper and did not interrupt the thirty-day period for seeking supervisory writs.

OPINION

C.A. Altazan, Jr. and Theresa Altazan v. Craig H. Gosserand, Gosserand Construction, L.L.C. and Mogoss Construction, L.L.C

PER CURIAM.

STATE OF LOUISIANA

COURT OF APPEAL, FIRST CIRCUIT

C.A. ALTAZAN JR. AND THERESA NO. 2025 CW 1069

ALTAZAN

VERSUS

CRAIG H. GOSSERAND,

GOSSERAND CONSTRUCTION,

L.L.C. AND MOGOSS JANUARY 23, 2026

CONSTRUCTION, L.L.Cc. In Re: Western World Tnsurance Company, applying for supervisory writs, 18th Judicial District Court, Parish of West Baton Rouge, No. 1047034. BEFORE : McCLENDON, C.J., GREENE AND STROMBERG, JJ. WRIT NOT CONSIDERED. This writ application is untimely. Relator's, Western World Insurance Company, notice of intent was filed on October 2, 2025, more than thirty days after the district court signed a judgment granting the plaintiffs' motion for default judgment, and notice of judgment was mailed on April 22, 2025. Although relator filed a motion for a new trial on April 28, 2025, following the district court's grant of the motion for default, that ruling was interlocutory because it was partial, and a motion for new trial pertains only to final judgments. Allstate Insurance Co. v. Mohamadian, 2009-1126 (La. App. 1st Cir. 2/17/10), 35 So.3d 1118, 1121. Thus, we find that the motion for new trial filed by Western World was procedurally improper. Most significantly, the filing of a motion for new trial seeking reconsideration of an interlocutory ruling cannot interrupt the thirty-day period for filing an application for supervisory writs established by Rule 4-3 of the Uniform Rules of

Louisiana Courts of Appeal. See Carter v. Rhea, 2001-0234 (La. App. 4th Cir. 4/25/01), 785 So.2d 1022, 1025. PMc HG

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FOR THE COURT

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