

LOUISIANA COURT OF APPEAL, FIRST CIRCUIT

Crystal Domangue v. Houston Specialty Insurance Company, Gulf Inland Contractors, Inc. and Armand Vincent

2025 CW 0951 · No. 2025 CW 0951 · Decided January 29, 2026

SUMMARY

The Louisiana Court of Appeal, First Circuit, granted supervisory writs and vacated the trial court’s May 28, 2025 judgment ordering Crystal Domangue to undergo an additional medical examination with a neuropsychologist. The court held that the defendants failed to establish good cause under Louisiana Code of Civil Procedure article 1464 and failed to show that Domangue had provided notice of an intent to use a neuropsychologist. Judge Theriot concurred in the result, while Judge Stromberg dissented and would have denied the writ.

CASE DETAILS

COURT	Louisiana Court of Appeal, First Circuit
WRITING FOR THE COURT	McClendon, C.J.; Theriot, J.; Miller, J.; Greene, J.; Stromberg, J.
JURISDICTION	Louisiana Court of Appeal, First Circuit
DECIDED	January 29, 2026
DOCKET	2025 CW 0951
DISPOSITION	writ_granted
PROCEDURAL POSTURE	Crystal Domangue applied for a supervisory writ challenging the trial court's judgment granting defendants' motion for an additional medical examination with a neuropsychologist.
PRECEDENTIAL VALUE	Unknown
PARTIES	Crystal Domangue v. Houston Specialty Insurance Company, Gulf Inland Contractors, Inc., Armand Vincent

TOPICS

- discovery dispute
- writ of certiorari
- appellate procedure
- civil procedure
- insurance

PRACTICE AREAS

- civil procedure
- insurance litigation
- discovery

QUESTIONS PRESENTED

1. Whether the trial court properly ordered an additional medical examination under Louisiana Code of Civil Procedure article 1464.
2. Whether defendants established good cause for the additional examination and showed that Domangue had given notice of an intent to use a neuropsychologist.

HOLDINGS

1. The trial court's order granting defendants' motion for an additional medical examination was improper because defendants failed to establish good cause and failed to show that Domangue had given notice of her intent to use a neuropsychologist.

KEY QUOTATIONS

“No evidence was admitted at the hearing, and accordingly, we find defendants failed to establish good cause for the examination as required by La. Code Civ. P. art. 1464 and failed to show that plaintiff had given notice of her intent to use a neuropsychologist.” (Page 1)

FACTUAL BACKGROUND

Defendants sought an additional medical examination of Crystal Domangue by a neuropsychologist. The trial court granted the motion, although the judgment referred to an examination by a neurologist. At the hearing, no evidence was admitted, and the appellate court found that defendants failed to establish good cause or show that Domangue had given notice of an intent to use a neuropsychologist.

PROCEDURAL HISTORY

The Twenty-Third Judicial District Court for the Parish of Assumption, case number 38951, granted defendants' motion on May 28, 2025. The Louisiana Court of Appeal, First Circuit, granted the supervisory writ and vacated that judgment.

DISPOSITION

writ_granted

REMAND INSTRUCTIONS

The trial court's May 28, 2025 judgment is vacated. No further remand instructions are stated.

CASES CITED

- Bethly v. ACE Am. Ins. Co., 2021-1204 (La. App. 1st Cir. 10/21/21), 2021 WL 4902381
- Bethly v. ACE Am. Ins. Co., 2021-01746 (La. 2/26/22), 333 So. 3d 1251
- Odom v. Flores, 2018-1669 (La. App. 1st Cir. 2/8/19), 2019 WL 519879

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