

LOUISIANA COURT OF APPEAL, FIRST CIRCUIT

Jamie W. Turner, wife of/and Ricky Ray Turner, on behalf of their  
minor child, Lilith May Turner v. Woman's Hospital Foundation,  
d/b/a Woman's Hospital, et al.

No. 2026 CW 0044 (La. Ct. App. 2026) · No. 2026 CW 0044 · Decided February 19, 2026

SUMMARY

The Louisiana Court of Appeal, First Circuit denied a supervisory writ sought by the Louisiana Patient's Compensation Fund and related defendants in a medical malpractice action. The majority left in place a district court ruling limiting medical review panel members' testimony to the panel opinion, while two judges dissented and would have granted the writ and reversed that ruling.

CASE DETAILS

|                       |                                                                                                                                                                                                                                                              |
|-----------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| COURT                 | Louisiana Court of Appeal, First Circuit                                                                                                                                                                                                                     |
| WRITING FOR THE COURT | Theriot, J.; Lanier, J.; Stromberg, J.; Balfour, J.; Haggerty, J., serving pro tempore                                                                                                                                                                       |
| JURISDICTION          | Louisiana Court of Appeal, First Circuit                                                                                                                                                                                                                     |
| DECIDED               | February 19, 2026                                                                                                                                                                                                                                            |
| DOCKET                | 2026 CW 0044                                                                                                                                                                                                                                                 |
| DISPOSITION           | writ_denied                                                                                                                                                                                                                                                  |
| PROCEDURAL POSTURE    | The Louisiana Patient's Compensation Fund and the Louisiana Patient's Compensation Fund Oversight Board sought supervisory writs from an interlocutory district-court judgment granting plaintiffs' motion in limine.                                        |
| PRECEDENTIAL VALUE    | Unknown                                                                                                                                                                                                                                                      |
| PARTIES               | The Louisiana Patient's Compensation Fund and The Louisiana Patient's Compensation Fund Oversight Board, through the nominal defendant, Woman's Hospital v. Jamie W. Turner, wife of/and Ricky Ray Turner, on behalf of their minor child, Lilith May Turner |

TOPICS

- motion in limine
- expert testimony
- evidence
- appellate procedure
- writ of certiorari

## PRACTICE AREAS

medical malpractice

appellate procedure

evidence

## QUESTIONS PRESENTED

1. Whether the district court erred by granting a motion in limine limiting medical review panel members' testimony to the panel's written opinion.

## KEY QUOTATIONS

“WRIT DENIED.”

## FACTUAL BACKGROUND

Plaintiffs sought to limit medical review panel members' testimony to the panel's written medical review panel opinion. The Louisiana Patient's Compensation Fund and related oversight board challenged that interlocutory ruling by supervisory-writ application, arguing that La. R.S. 40:1231.8(H) permits a party to call any panel member as a witness and does not limit the scope of the witness's testimony.

## PROCEDURAL HISTORY

The Nineteenth Judicial District Court for East Baton Rouge Parish, docket number 657352, granted plaintiffs' motion in limine limiting testimony by medical review panel members to the medical review panel's written opinion. The Louisiana Court of Appeal, First Circuit denied the application for supervisory writs. Judges Theriot and Haggerty dissented and would have granted the writ and reversed.

## DISPOSITION

writ\_denied

## CASES CITED

- Galloway v. Baton Rouge General Hospital, 602 So. 2d 1003, 1006-07 (La. 1992)
- Moonan v. Louisiana Med. Mut. Ins. Co., 2016-113 (La. App. 5th Cir. 9/22/16), 202 So. 3d 529, writ denied, 2016-2048 (La. 1/9/17), 214 So. 3d 869