

19th JUDICIAL DISTRICT COURT FOR THE PARISH OF EAST BATON ROUGE
STATE OF LOUISIANA

POSTED
NOV 26 2012

NO. [REDACTED]

[REDACTED]

DIVISION: [REDACTED]

VERSUS

DEPARTMENT OF PUBLIC SAFETY

COST OK \$

JUDGMENT

NOV 26 2012

This matter came before the Court on the 22ND day of October, 2012. DEPUTY CLERK OF COURT

Present before the Court was James G. Knipe, III, on behalf of plaintiff, [REDACTED] and Harrietta Bridges on behalf of defendant, Louisiana Department of Public Safety.

The Court has carefully reviewed this matter De Novo including the video graphic report together with the argument of counsel and the law therein to appertaining and is firmly of the opinion that the decision of the agency should be reversed inasmuch as arbitrary and capricious and an abuse of discretion. The evidence shows by preponderance that the subject did not appear intoxicated or otherwise exhibit characteristics of inebriation.

THEREFORE IT IS HEREBY ORDERED that the March 8, 2012 Division of Administrative Law ruling which Affirmed the Department of Public Safety proposed suspension of Mr. [REDACTED] driving privileges due to his August 25, 2011 refusal to submit to chemical breath test be hereby reversed and that the Department of Public Safety fully reinstate Mr. [REDACTED] driving privileges and/or driver's license (LA DL # [REDACTED]).

JUDGMENT READ AND SIGNED on this 5 day of Dec, 2012.

FILED
EAST BATON ROUGE PARISH LA
2012 NOV 26 10:03
DEPUTY CLERK OF COURT

Janice Clark
HONORABLE JANICE CLARK
JUDGE, 19TH JUDICIAL
DISTRICT COURT

I hereby certify that on this day a notice of the above judgment was mailed by me with sufficient postage affixed, to Knipe, Bridges
Done and signed on 12-10-12
[Signature]
Deputy Clerk of Court

COSTS DUE: \$	<u>262.00</u>
PARTY:	AMOUNT:
<u>LA State</u>	\$ <u>262.00</u>
	\$ _____
<input type="checkbox"/> Are hereby assessed to _____ in the amount of \$ _____ <input type="checkbox"/> Are hereby assessed to the party who incurred the costs.	
JUDGE	Date: _____

EBR1578007