

2024 Regular Session

HOUSE BILL NO. 57

BY REPRESENTATIVE MYERS

APPROPRIATIONS/JUDGMENT: Appropriates funds for payment of certain consent judgments against the state through the Department of Transportation and Development

1 AN ACT

2 To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2023-
3 2024 to be used to pay certain consent judgments rendered against the state, through
4 the Department of Transportation and Development, in the claims against the state
5 entitled Tharun Mittapalli versus U-Haul International, Inc., et al. Consolidated with
6 Tanika T. Adams, et al. versus U-Haul International, et al. Consolidated with Oscar
7 Floyd versus U-Haul International, et al. Consolidated with Vijaypal Reddy Keesara
8 et al. versus U-Haul International, et al. and Alexis Nezat versus Seth Matthews, et
9 al.; and to provide for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. The sum of One Million One Hundred Ten Thousand and no/100
12 (\$1,110,000.00) is hereby payable out of the State General Fund (Direct) for Fiscal Year
13 2023-2024 for payment of the following consent judgments rendered against the state,
14 through the Department of Transportation and Development, in the following claims against
15 the state:

16 (A) Out of the total amount of the appropriation, Four Hundred Thousand and
17 No/100 (\$400,000.00) Dollars is hereby payable for payment of the consent judgment
18 captioned "Tharun Mittapalli versus U-Haul International, Inc., U-Haul Co. of Florida, Inc.,
19 U-Haul Co. of Louisiana, Inc., Progressive Gulf Insurance Compay, Lauren Hill Trucking,
20 LLC, Oscar L. Floyd, Barnes Lumber Compny, Inc., the Hertz Corporation, Hertz

1 Equipment Rental Corp., Hertz Vehicles, LLC, Permanent General Assurance Corporation,
2 Tanika T. Adams, State of Louisiana, through the Department of Transportation and
3 Development, Geico Casualty Company and Geico Choice Insurance Company Louisiana
4 *Consolidated with* Tanika T. Adams, *et al* versus U-Haul International, *et al Consolidated*
5 *with* Oscar Floyd versus U-Haul International, *et al Consolidated with* Vijaypal Reddy
6 Keesara *et al* versus U-Haul International, *et al*", signed on November 3, 2023, between the
7 state of Louisiana, through the Department of Transportation and Development, and Tharun
8 Mittipalli, bearing Number 85,699, Division H, on the docket of the Sixteenth Judicial
9 District, parish of St. Martin, state of Louisiana.

10 (B) Out of the total amount of the appropriation, Three Hundred Thousand and
11 No/100 (\$300,000.00) Dollars is hereby payable for payment of the consent judgment
12 captioned "Tharun Mittapalli versus U-Haul International, Inc., U-Haul Co. of Florida, Inc.,
13 U-Haul Co. of Louisiana, Inc., Progressive Gulf Insurance Compay, Lauren Hill Trucking,
14 LLC, Oscar L. Floyd, Barnes Lumber Compny, Inc., the Hertz Corporation, Hertz
15 Equipment Rental Corp., Hertz Vehicles, LLC, Permanent General Assurance Corporation,
16 Tanika T. Adams, State of Louisiana, through the Department of Transportation and
17 Development, Geico Casualty Company and Geico Choice Insurance Company Louisiana
18 *Consolidated with* Tanika T. Adams, *et al* versus U-Haul International, *et al Consolidated*
19 *with* Oscar Floyd versus U-Haul International, *et al Consolidated with* Vijaypal Reddy
20 Keesara *et al* versus U-Haul International, *et al*", signed on October 30, 2023, between the
21 state of Louisiana, through the Department of Transportation and Development, and Tanika
22 T. Adams, bearing Number 85,825, Division E, on the docket of the Sixteenth Judicial
23 District, parish of St. Martin, state of Louisiana.

24 (C) Out of the total amount of the appropriation, Two Hundred Thousand and
25 No/100 (\$200,000.00) Dollars is hereby payable for payment of the consent judgment
26 captioned "Tharun Mittapalli versus U-Haul International, Inc., U-Haul Co. of Florida, Inc.,
27 U-Haul Co. of Louisiana, Inc., Progressive Gulf Insurance Compay, Lauren Hill Trucking,
28 LLC, Oscar L. Floyd, Barnes Lumber Compny, Inc., the Hertz Corporation, Hertz
29 Equipment Rental Corp., Hertz Vehicles, LLC, Permanent General Assurance Corporation,
30 Tanika T. Adams, State of Louisiana, through the Department of Transportation and

1 Development, Geico Casualty Company and Geico Choice Insurance Company Louisiana
2 *Consolidated with* Tanika T. Adams, *et al* versus U-Haul International, *et al Consolidated*
3 *with* Oscar Floyd versus U-Haul International, *et al Consolidated with* Vijaypal Reddy
4 Keesara *et al* versus U-Haul International, *et al*", signed on November 16, 2023, between
5 the state of Louisiana, through the Department of Transportation and Development, and
6 Vijaypal Reddy Keesara and Chandana Keesara, bearing Number 86,090, Division E, on the
7 docket of the Sixteenth Judicial District, parish of St. Martin, state of Louisiana.

8 (D) Out of the total amount of the appropriation, Ten Thousand and No/100
9 (\$10,000.00) Dollars is hereby payable for payment of the consent judgment captioned
10 "Tharun Mittapalli versus U-Haul International, Inc., U-Haul Co. of Florida, Inc., U-Haul
11 Co. of Louisiana, Inc., Progressive Gulf Insurance Company, Lauren Hill Trucking, LLC,
12 Oscar L. Floyd, Barnes Lumber Company, Inc., the Hertz Corporation, Hertz Equipment
13 Rental Corp., Hertz Vehicles, LLC, Permanent General Assurance Corporation, Tanika T.
14 Adams, State of Louisiana, through the Department of Transportation and Development,
15 Geico Casualty Company and Geico Choice Insurance Company Louisiana *Consolidated*
16 *with* Tanika T. Adams, *et al* versus U-Haul International, *et al Consolidated with* Oscar
17 Floyd versus U-Haul International, *et al Consolidated with* Vijaypal Reddy Keesara *et al*
18 versus U-Haul International, *et al*", signed on November 6, 2023, between the state of
19 Louisiana, through the Department of Transportation and Development, and Darlene
20 McKinney, individually and on behalf of Oscar Floyd, bearing Number 86,078, Division A,
21 on the docket of the Sixteenth Judicial District, parish of St. Martin, state of Louisiana.

22 (E) Out of the total amount of the appropriation, Two Hundred Thousand and
23 No/100 (\$200,000.00) Dollars is hereby payable for payment of the consent judgment
24 captioned "Alexis Nezat versus Seth Matthews, Pamela R. Duhon, Hartford Accident and
25 Indemnity Company, USAA Casualty Insurance Company, and the State of Louisiana
26 through the Department of Transportation and Development", signed on January 9, 2024,
27 between the state of Louisiana, through the Department of Transportation and Development,
28 and Alexis Nezat, bearing Number 2015-6125 D, on the docket of the Fifteenth Judicial
29 District, parish of Lafayette, state of Louisiana.

1 Section 2. Each judgment may only be paid from this appropriation if it is final and
2 shall be paid as to principal, interest, court costs, and expert witness fees as awarded in the
3 judgment. If the provisions of the judgment conflict with the provisions of this Act, the
4 provisions of the judgment shall be controlling. Any other provision of this Act not in
5 conflict with the provisions of the judgment shall control. Payment shall be made only after
6 presentation to the state treasurer of documentation required by the state treasurer. Further,
7 each judgment shall be deemed to have been paid on the effective date of this Act, and
8 interest shall cease to run as of that date.

9 Section 3. This Act shall become effective upon signature by the governor or, if not
10 signed by the governor, upon expiration of the time for bills to become law without signature
11 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
12 vetoed by the governor and subsequently approved by the legislature, this Act shall become
13 effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 57 Original

2024 Regular Session

Myers

Appropriates \$1,110,000 out of the State General Fund (Direct) for FY 2023-2024 for payment of the following consent judgments against the state:

- (1) \$400,000 for payment of the consent judgment entitled Tharun Mittapalli versus U-Haul International, Inc., et al. Consolidated with Tanika T. Adams, et al. versus U-Haul International, et al. Consolidated with Oscar Floyd versus U-Haul International, et al. Consolidated with Vijaypal Reddy Keesara, et al. versus U-Haul International, et al., between the state of Louisiana, through the Dept. of Transportation and Development, and Tharun Mittipalli, bearing Number 85,699, Division H, on the docket of the 16th Judicial District, parish of St. Martin.
- (2) \$300,000 for payment of the consent judgment entitled Tharun Mittapalli versus U-Haul International, Inc., et al. Consolidated with Tanika T. Adams, et al. versus U-Haul International, et al. Consolidated with Oscar Floyd versus U-Haul International, et al. Consolidated with Vijaypal Reddy Keesara, et al. versus U-Haul International, et al., between the state of Louisiana, through the Dept. of Transportation and Development, and Tanika T. Adams, bearing Number 85,825, Division E, on the docket of the 16th Judicial District, parish of St. Martin.
- (3) \$200,000 for payment of the consent judgment entitled Tharun Mittapalli versus U-Haul International, Inc., et al. Consolidated with Tanika T. Adams, et al. versus U-Haul International, et al. Consolidated with Oscar Floyd versus U-Haul International, et al. Consolidated with Vijaypal Reddy Keesara, et al. versus U-Haul

- International, et al., between the state of Louisiana, through the Dept. of Transportation and Development, and Vijaypal Reddy Keesara and Chandana Keesara, bearing Number 86,090, Division E, on the docket of the 16th Judicial District, parish of St. Martin.
- (4) \$10,000 for payment of the consent judgment entitled Tharun Mittapalli versus U-Haul International, Inc., et al. Consolidated with Tanika T. Adams, et al. versus U-Haul International, et al. Consolidated with Oscar Floyd versus U-Haul International, et al. Consolidated with Vijaypal Reddy Keesara, et al. versus U-Haul International, et al., between the state of Louisiana, through the Dept. of Transportation and Development, and Darlene McKinney, individually and on behalf of Oscar Floyd, bearing Number 86,078, Division A, on the docket of the 16th Judicial District, parish of St. Martin.
- (5) \$200,000 for payment of the consent judgment entitled Alexis Nezat versus Seth Matthews, et al., between the state of Louisiana, through the Dept. of Transportation and Development, and Alexis Nezat, bearing Number 2015-6125 D, on the docket of the 15th Judicial District, parish of Lafayette.

Proposed law provides relative to payment. Provides relative to conflicts between the judgment and proposed law. Prohibits accrual of interest on the judgment as of the effective date of proposed law.

Effective upon signature of governor or lapse of time for gubernatorial action.