



1 (2)(a) The state or a person, against whom a claim has been filed  
2 under the provisions of this Part, may raise peremptory exceptions of no right  
3 of action pursuant to Code of Civil Procedure Article 927(6) or any exceptions or defenses  
4 available pursuant to R.S. 9:5628 in a court of competent jurisdiction and proper venue at  
5 any time without need for completion of the review process by the state medical review  
6 panel.

7 (b) If the court finds that the claim had prescribed or otherwise was  
8 perempted prior to being filed, the panel, if established, shall be dissolved  
9 upon the judgment becoming final. If the court grants the peremptory  
10 exception of no right of action as to all claimants, the panel, if established,  
11 shall be dissolved upon the judgment becoming final. If the court grants the  
12 peremptory exception of no right of action as to less than all claimants, the claimants as to  
13 whom the court granted the peremptory exception of no right of action shall be prohibited  
14 from participating in the panel process as a claimant.

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