

STATE OF LOUISIANA
COURT OF APPEAL, SECOND CIRCUIT
430 Fannin Street
Shreveport, LA 71101
(318) 227-3700

No. 56,358-CW

BRYAN MITNAUL

VERSUS

MICHAEL J PETROSH, JR. &
ANDREA M. RABALAIS PETROSH

FILED: 02/06/25

RECEIVED: EMAIL 02/06/25

On application of Bryan Mitnaul for SUPERVISORY WRIT in No. 167372 on the docket of the Twenty Sixth Judicial District, Parish of BOSSIER, Judge Alexandra Aiello Stahl.

ALL AMERICAN LAW FIRM OF LOUISIANA
Wade Thomas Visconte
&
HOGAN LOVELLS US LLP
Robert B. Duncan (Pro Hac Vice)

Counsel for:
Bryan Mitnaul

DOWNER, JONES, MARINO & WILHITE
Allison Anne Jones

Counsel for:
Michael J. Petrosch, Jr.
& Andrea M. Rabalais
Petrosch

Before STEPHENS, HUNTER, and MARCOTTE, JJ.

**WRIT GRANTED AND MADE PEREMPTORY; REVERSED;
REMANDED.**

The applicant, Bryan Mitnaul, seeks supervisory review of the trial court's ruling denying his request for leave of court to file an amended petition. Considering that the law takes a liberal approach to allowing amended pleadings to promote the interests of justice, we find that the trial court abused its discretion in refusing to allow the applicant to amend his petition to increase the amount of damages sought and add facts pertaining to the Louisiana State Police's investigative file. *See Giron v. Housing Authority of City of Opelousas*, 393 So. 2d 1267 (La. 1981); *Aymond v. Citizens Progressive Bank*, 52,623 (La. App. 2 Cir. 6/26/19), 277 So. 3d 477, writ denied, 19-1200 (La. 10/15/19), 280 So. 3d 602.

Accordingly, this writ is granted and made peremptory. The trial court’s ruling denying the applicant’s request for leave of court to file an amended petition is reversed and this matter is remanded to the trial court for further proceedings.

Shreveport, Louisiana, this 23 day of April, 2025.

MLH MS Com

FILED: April 23, 2025

Molly Melton
DEPUTY CLERK