

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

No. 56,405-CW

ERICA DYER

VERSUS

MONTCLAIRE PARC, L.L.C., D/B/A  
MONTCLAIR PARKS ASSISTED LIVING AND  
THE CHATEAUS AT MONTCLAIRE,  
L.L.C. D/B/A MONTCLAIR PARKS  
ASSISTED LIVING

FILED: 03/03/25

RECEIVED: EMAIL 03/03/25

On application of Erica Dyer for SUPERVISORY WRIT in No. 643,400 on the docket of the First Judicial District, Parish of CADDO, Judge Brady D. O'Callaghan.

RICE & KENDIG, LLC  
Franeka Dorianna Taylor

Counsel for:  
Erica Dyer

BRADLEY MURCHISON  
Lionel David Adams

Counsel for:  
Montclair Parc, L.L.C. d/b/a  
Montclair Parks Assisted Living and  
The Chateaus at Montclair, L.L.C.  
d/b/a Montclair Parks Assisted Living

Before STEPHENS, THOMPSON, and MARCOTTE, JJ.

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

The applicant, Erica Dyer, seeks supervisory review of the trial court's ruling denying her request for leave of court to file a second 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 her petition to increase the amount of damages sought. *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 a second amended petition is reversed and this matter is remanded to the trial court for further proceedings.

Shreveport, Louisiana, this 9 day of April, 2025.

MS JRT Com

FILED: April 9, 2025

Maly Melton  
DEPUTY CLERK