

NOT DESIGNATED FOR PUBLICATION

STATE OF LOUISIANA

COURT OF APPEAL

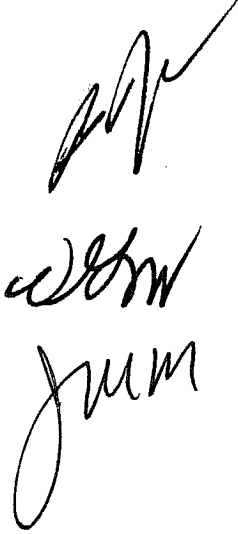
FIRST CIRCUIT

NUMBER 2006 CA 0457

KENDALL BICKHAM

VERSUS

GAYLORD CONTAINER CORPORATION
AND HEALTHSOURCE PROVIDENT



Judgment Rendered: December 28, 2006.

On Appeal from the
22nd Judicial District Court
In and for the Parish of Washington,
State of Louisiana
Trial Court No. 81,214

Honorable William J. Knight, Judge Presiding

Stephen A. Yazbeck
Covington, LA

Attorney for Plaintiff/Appellant
Kendall Bickham

Kevin M. McGlone
James M. Garner
Darnell Bludworth
New Orleans, LA

Attorneys for Defendant/Appellee
Deutsche Bank Trust Company
Americas

Craig J. Robichaux
Mandeville, LA

Attorney for Defendant/Appellee
Gaylord Container Corporation

BEFORE: CARTER, C.J., WHIPPLE AND MCDONALD, JJ.

CARTER, C.J.

Kendall Bickham appeals a judgment sustaining a peremptory exception raising the objection of no cause of action and dismissing his claims against Deutsche Bank Trust Company Americas.¹ After reviewing the record herein, we agree that Bickham has failed to allege specific facts within the four corners of the petition and amended petition to show that he has a cause of action upon which relief and judgment may be granted against Deutsche Bank Trust Company Americas. Cf. Wells v. Flitter, 05-2525 (La. App. 1 Cir. 9/27/06), ___ So.2d ___, ___. Accordingly, we affirm the judgment of the trial court in accordance with URCA Rule 2-16.2A(6). Costs of this appeal are assessed to Kendall Bickham.

AFFIRMED.

¹ The trial court's judgment also sustained a dilatory exception raising the objection of vagueness. However, Bickham has not complained of that ruling on appeal. Moreover, consideration of that issue is mooted by our decision regarding the peremptory exception raising the objection of no cause of action.