NOT DESIGNATED FOR PUBLICATION

COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

RE: Docket Number 2010-CA-0672

Emmett Spooner, I

- - Versus - -

East Baton Rouge Parish Sheriff's Department, Deputy Dennis Pennington and Warden Joseph Sabella

19th Judicial District Court Case #: 477617 East Baton Rouge Parish

On Application for Rehearing filed 02/21/2011 Rehearing ______

Burrell J. C vel E. "Duke" Welch

MAR 2 8 2011 Filed andu Christine L. Crow, Clerk