

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF LOUISIANA**

ANNE WHITE HAT, RAMON MEJÍA,
and KAREN SAVAGE,

Plaintiffs,

v.

BECKET BREAUX, in his official
capacity as Sheriff of St. Martin Parish;
BO DUHÉ, in his official capacity as District
Attorney of the 16th Judicial District Attorney's
Office,

Defendants.

Civil Action No. 6:20-cv-00983

JUDGE ROBERT R. SUMMERHAYS

MAGISTRATE JUDGE
CAROL B. WHITEHURST

X

**DECLARATION OF WILLIAM QUIGLEY
IN SUPPORT OF PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT**

I, WILLIAM QUIGLEY, declare and state as follows:

1. I am an attorney and counsel to Plaintiffs in the above-captioned case and submit this declaration in support Plaintiffs' Motion for Summary Judgment. (Spees Decl. Ex. I).
2. I have also represented other people who were arrested and charged with violating La. R.S. 14:61, unauthorized entry of a critical infrastructure, after it was amended in 2018.
3. To my knowledge, seventeen people were arrested and charged in the weeks after the amendments went into effect; I represented all of them with respect to the criminal charges.
4. These charges were later rejected by the District Attorney in July, 2021, who disavowed any intent to prosecute them.
5. I also previously represented Peter Aaslestad and Theda Larson Wright, who were plaintiffs in this action until they were dismissed from the case on standing grounds.

6. Mr. Aaslestad and Ms. Wright co-owned the land where Plaintiffs were arrested and charged with violating La. R.S. 14:61. It is referred to as Bayou Chene.

7. Ms. Wright and Mr. Aaslestad asked me to communicate with the St. Martin Parish Sheriff and other officials to express their permission for people protesting the Bayou Bridge Pipeline to be on their property, and to express their opposition to Bayou Bridge pipeline workers and employees being on their property.

8. As requested, I sent communications to the sheriff, local district attorney, the governor and the head of the Louisiana Department of Corrections.

9. Attached hereto as Exhibit A is a true and correct copy of an email I sent to Sheriff Theriot and District Attorney Duhe on August 24, 2018.

10. I also sent the same letter to the office of the Governor and to the Secretary of the Louisiana Department of Corrections, a true and correct copy of which is annexed hereto as Exhibit B.

11. I alerted these officials to the fact that Bayou Bridge Pipeline, LLC, did not have legal authority to be on the property and even shared with them the petition that Mr. Aaslestad filed to enjoin Bayou Bridge from further entering and constructing on the property.

12. I also shared with them the expropriation petition that Bayou Bridge Pipeline filed after it had already entered onto the land and begun constructing and which was still pending.

13. In these communications, I also advised these officials that the protesters “do not want to violate the law” and were “not out there to get arrested.”

14. I also represented Peter and Katherine Aaslestad and Theda Larson Wright when they were sued by the company for expropriation, which it only commenced after it had already begun construction on their property and after Mr. Aaslestad took them to court to get them off


the property. The Aaslestads and Wright also countersued for trespass and violation of their rights to due process.

15. The trial court found that Bayou Bridge knowingly and intentionally trespassed. The Third Circuit Court of Appeals later found that Bayou Bridge also violated their right to due process.

16. On March 22, 2019, I and my co-counsel in this matter, Pamela Spees, participated in panel at Tulane Law School, with Tyler Grey, then general counsel with LMOGA. During this panel presentation, Mr. Grey acknowledged that he drafted HB 727 and based it on the Oklahoma legislation, which had been urged by his counterparts at the Oklahoma Oil and Gas Association.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: April 18, 2022


WILLIAM P. QUIGLEY

----- Forwarded message -----

From: **bill quigley** <quigley77@gmail.com>

Date: Fri, Aug 24, 2018 at 12:39 PM

Subject: Questions Please About Felony Arrests of Protestors St. Martin Parish

To: <rtheriot@stmartinsheriff.org>

Cc: <boduhe@16jda.com>

William P. Quigley
Loyola University New Orleans College of Law
7214 St. Charles Avenue, New Orleans, LA 70118
504.710.3074 or quigley77@gmail.com

August 24, 2018 – 1pm

Sheriff Ronny Theriot
St. Martin Parish
400 Saint Martin Street
Saint Martinville, LA 70582
By Email rtheriot@stmartinsheriff.org
Fax (337.394.2517) and email

Re: Felony arrests of water protector protestors in St. Martin Parish

Dear Sheriff Theriot:

My name is Bill Quigley and I work at Loyola Law in New Orleans. My cell is 504.710.3074. I ask you to please give me a call when you have a moment. I just spoke with District Attorney Duhe and he said he was going to talk with you about this as well.

I am writing you as the pro bono lawyer for several of the people arrested for felonies for protesting in St. Martin Parish. I am also legal advisor for many of the people and organizations protesting the Bayou Bridge pipeline across Louisiana.

I want to reach out to you because I think there is a serious legal misunderstanding going on regarding the felony arrests of the water protector protestors in St. Martin Parish. I could be wrong of course, but the evidence strongly indicates these protestors are totally legally there and in fact it is Bayou Bridge which is repeatedly breaking the law.

Bayou Bridge has no legal right to be on this land. The land where these felony arrests are occurring has never been expropriated by Bayou Bridge Pipeline. Nor have the co-owners accepted compensation for the property. Thus, Bayou Bridge has no legal right to be on the property at all much less doing any construction on that property.

How can I say that? I know it sounds unbelievable that a big corporation like Bayou Bridge pipeline would be trespassing on and engaging in construction without legal authority. But I share with you and your lawyers the pleadings filed in the 16th JDC where Bayou Bridge is now asking the court to force the landowners to accept compensation for the land in question. The court in 16th JDC is not even due to hear Bayou Bridge's case for authority to be on the property until late November.

The site of these protests is a 38-acre site owned by more than 100 people. Bayou Bridge only filed the expropriation action after they were sued for trespass and damage to property by one of the co-owners. That suit is also in 16th JDC. The fact that Bayou Bridge filed for expropriation AFTER they were sued for being on the land without permission is a pretty clear indication that they do not have the legal right to be there. I am attaching copies of these pleadings to the email communication so you and your lawyers can look at them for yourselves.

Again, I could be wrong, but these pleadings and the permission of the owners given to the people who are trying to legally exercise their First Amendment rights seems to indicate that law enforcement is arresting the wrong people.

Given the pleadings filed in the 16th JDC, it seems that the Sheriff and the District Attorney should be protecting the constitutional rights of the protestors. It seems that in fact it is Bayou Bridge which is engaging in hundreds of acts of trespass and perhaps even felony damage to property. I know you have discretion to decide whom to arrest, but I would ask you to consider enforcing the law against the dozens of people trespassing and damaging property without permission. That seems only fair.

These protestors do not want to violate the law. They are not out there to get arrested. They do want to protest but they do not want to violate the law. They have written permission to be there from one of the co-owners.

I would like to discuss this with you and figure out a way that people can legally exercise their constitutional rights to protest without being arrested. I would appreciate it if you and I, and anyone you think appropriate, could talk about this matter.

I am sending this by fax as well. I am only attaching the 16th JDC pleadings to the email.

Thank you for your consideration.

/s Bill Quigley

Bill Quigley

3 Attachments

16TH JUDICIAL DISTRICT COURT FOR THE PARISH OF ST. MARTIN
STATE OF LOUISIANA

NO. _____

DIVISION _____

PETER K. AASLESTAD

VERSUS

BAYOU BRIDGE PIPELINE, LLC

FILED: _____

DEPUTY CLERK

VERIFIED PETITION FOR DECLARATORY AND INJUNCTIVE RELIEF

Now into court, by and through undersigned counsel, Plaintiff Peter K. Aaslestad files this Verified Petition for Declaratory and Injunctive Relief pursuant to Louisiana Code of Civil Procedure Articles 1871, *et seq.*, and 3601, *et seq.*

Mr. Aaslestad is a landowner who believes that Defendant, and/or Defendant’s agents, employees, contractors, subcontractors, and others at the direction of or on behalf of Defendant, is trespassing upon and damaging his property without express, legal, or implied authorization to do so. Plaintiff seeks immediate protection of this Court against further irreparable damage to and destruction of his property by way of a preliminary and permanent injunction.

INTRODUCTION

Plaintiff is a co-owner of certain immovable property in St. Martin Parish. Defendant Bayou Bridge Pipeline, LLC (“Bayou Bridge”) is in the process of constructing a 163-mile long crude oil pipeline across eleven parishes in south Louisiana. Defendant’s pipeline route would cross Plaintiff’s property. Plaintiff and his sisters, who co-own the parcel of property at issue, have not granted easements or rights of way to Defendant. Despite this, Plaintiff has evidence to show that Defendant has entered upon the parcel, cleared the stretch of land along its proposed route of trees and other foliage in preparation for pipeline construction, and begun to construct on the property.

Plaintiff respectfully requests this court issue, after opportunity for hearing, a preliminary and permanent injunction to prevent Defendant Bayou Bridge Pipeline, LLC from entering onto Plaintiff's property situated in St. Martin Parish. Plaintiff requests that this Court enjoin Defendant Bayou Bridge Pipeline, LLC from clearing, trenching, stringing, laying pipe, backfilling, tying-in pipeline segments, or performing any other preconstruction or construction-related activities for its pipeline project on Plaintiff's immovable property.

JURISDICTION AND VENUE

1. This Court has jurisdiction to hear this matter involving immovable property situated in this state pursuant to Louisiana Code of Civil Procedure Articles 8 and 3601, *et seq.*

2. Venue is proper in this judicial district pursuant to Louisiana Code of Civil Procedure Articles 43 and 80 because the immovable property which is the subject of this action is situated in St. Martin Parish.

PARTIES

3. Plaintiff Peter K. Aaslestad, a resident of Virginia, is a co-owner of the immovable property located in St. Martin Parish which is the subject of this petition and which sits along the Bayou Bridge pipeline route.

4. Defendant Bayou Bridge Pipeline, LLC is a limited liability company organized under the laws of Delaware with a principal office at 8111 Westchester Drive, Suite 600, Dallas, Texas 75225, and authorized to do business in Louisiana, for the purpose of constructing a 163-mile pipeline through eleven parishes in Louisiana.

RELEVANT FACTS

5. Plaintiff Peter K. Aaslestad, and his siblings Katherine Aaslestad Lambertson, Karen Aaslestad-Aubouy, and Lauren Aaslestad Massey, inherited an undivided interest in the property at issue by judgement of possession in the succession of Erminie Kramer Robichaux. *See* Judgement of Possession issued in the Parish of St. Mary in the Succession of Erminie Kramer Robichaux (No. 17937, St. Mary Parish, Bk 126, No. 295832, Mar. 15, 2007); and Act of Donation (St. Mary Parish, recorded in Bk 137, page 443, No. 297388, Aug. 8, 2007) (Ex. A).

6. The legal description of the subject immovable property (the "Property") is as follows:

38 acre(s), more or less, located in the NE/4 of the SE/4 of Section 4, Township 11 South, Range 9 East, in St. Martin Parish, Louisiana, and being more particularly described in Book 784, Page 176, Instrument 186257 of the public records of said Parish.

7. Defendant Bayou Bridge Pipeline is in the process of constructing a 24-inch, 163-mile long crude oil pipeline (the “pipeline”) commencing in Lake Charles, Louisiana and terminating in St. James, Louisiana. Defendant’s planned pipeline route crosses through the Atchafalaya Basin in St. Martin and Iberville Parishes, including across the immovable property owned by Plaintiff.

8. Plaintiff has held a real right of ownership in the immovable Property for more than eleven years.

9. Defendant and/or its agent has contacted Plaintiff, and his siblings Katherine Aaslestad Lambertson, Karen Aaslestad-Aubouy, and Lauren Aaslestad Massey, with offers to enter into easement agreements encumbering the Property for construction of the pipeline.

10. At no time has Plaintiff, a co-owner of right in the Property, provided consent to the Defendant to enter, clear trees or other foliage, and/or construct its pipeline across the Property.

11. At no time have Plaintiff’s siblings, Katherine Aaslestad Lambertson, Karen Aaslestad-Aubouy, and Lauren Aaslestad Massey, also co-owners of right in the Property, provided consent to the Defendant to enter, clear trees or other foliage, and/or construct its pipeline across the Property.

12. According to the conveyance records for St. Martin Parish, it appears that other individuals with claimed ownership interest in the Property have signed easement agreements with Bayou Bridge Pipeline, LLC. *See, e.g.*, Permanent Easement Agreement, Apr. 14, 2017 (Ex. B) (identifying four separate tracts, including the subject Property (LA-SM-6681), and including a map of the easement across the Property, at pg. 11 of 11). The Permanent Easement Agreement(s) signed by other co-owners of the Property generally grant Bayou Bridge:

[A] servitude or right of way along and through a strip of land Fifty (50’) feet in width . . . for the purpose of constructing, maintaining, operating, repairing, replacing and removing in whole or in part, one (1) pipeline with a maximum

diameter of Thirty Inches (30") inches, outside measurement, for the transportation of liquid hydrocarbons including crude oil and all by-products thereof, or gases which can be transported through pipeline, as well as natural gas and all by-products thereof, across the following described land situated in St. Martin Parish, Louisiana, to-wit:

...

LA-SM-6681: That certain tract of land composed of 38.00 acre(s), more or less, located in Section 4, T11S, R9E, in St. Martin Parish, Louisiana, and being more particularly described as the Northeast Quarter of the Southeast Quarter in Book 784, Page 176 of the public records of said Parish.

Permanent Easement Agreement, at 1.

13. Plaintiff believes that Bayou Bridge and/or its agents may have already commenced preconstruction and construction activities, including tree clearing and trenching, on the Property, despite not having an obtained consent or easement agreements from Plaintiff and his three siblings.

14. During a monitoring flight on June 28, 2018, wetlands expert Scott Eustis with Gulf Restoration Network flew over the pipeline route across the Basin. Mr. Eustis observed that the majority of the pipeline right of way on the west side of the Atchafalaya Basin (the area between the Atchafalaya River and the West Atchafalaya Guide Levee), including all of the Buffalo Cove area and the Property at issue had been cleared of trees. Figure 1 below depicts a google map of Defendant's pipeline right of way (in red) as it crosses the Property.



Figure 1. This map, created by Scott Eustis of Gulf Restoration Network, depicts where the pipeline will cross the Property at issue in this matter. The pin and accompanying coordinates indicate the general location along the pipeline route on the Property shown in the photos depicted at *figures 2, 3, and 4* below.

Figure 2 below is an aerial-view photograph of the Property depicting an area that has been cleared of surrounding trees. This cleared-area aligns with the proposed pipeline right of way across the Property. During the monitoring flight on June 28, 2018, Mr. Eustis observed no equipment related to clearing or construction on the Property, but rather the lack of trees along the proposed route for the pipeline indicates that the area has been cleared. On a previous monitoring flight on April 17, 2018, Mr. Eustis observed that the pipeline's route across the property had not yet been cleared.



Figure 2. This photo was taken by Scott Eustis of Gulf Restoration Network during a monitoring flight on June 28, 2018. This photo depicts the pipeline right of way as it crosses the Property. As seen in the photo, the right of way has been cleared of trees.

15. On July 23, 2018, Dean A. Wilson, Executive Director and Basinkeeper for Atchafalaya Basinkeeper, conducted an additional monitoring flight over the Bayou Bridge Pipeline route across the Atchafalaya Basin. On this trip, Mr. Wilson observed equipment and construction activities on the Property. It appeared that construction activities had begun, that one excavator present on the Property was actively digging the trench in which the pipeline will be laid along the proposed pipeline route as it crosses the Property. Figure 3 below depicts the observed construction activities on the Property, and Figure 4 provides a clear photo of the construction equipment present on the Property during the July 23, 2018 monitoring flight.



Figure 3. This photo was taken by Dean Wilson during a monitoring flight on July 23, 2018. This photo depicts the pipeline right of way as it crosses the Property. As seen in the photo, there is equipment on the Property and it appears that the trench in which the pipe will be laid is being dug along the pipeline route as it crosses the Property.



Figure 4. This photo was taken by Dean Wilson during a monitoring flight on July 23, 2018. This photo depicts the pipeline right of way as it crosses the Property. As seen in the photo, there is construction equipment, one excavator, on the Property indicating active construction thereon.

16. To the best of Plaintiff's knowledge, Defendant is the only pipeline operator currently working in this right of way.

17. Defendant's permit to construct the pipeline through the Basin has been challenged in federal court. *Atchafalaya Basinkeeper, et. al. v. U.S. Army Corps of Eng'rs*, Case no. 18-23-SDD-EWD (M.D. La. 2018). The validity of the permit issued by the U.S. Army Corps of Engineers to Defendant in December 2017 remains at issue, although the district court granted a preliminary injunction enjoining further construction pending resolution on the merits of the case. See Ruling and Order, filed 02/23/18 in *Atchafalaya Basinkeeper, et. al. v. U.S. Army Corps of Eng'rs*, Case no. 18-23-SDD-EWD (M.D. La. 2018). Defendant appealed the preliminary injunction order, making recent representations to the U.S. Court of Appeals for the Fifth Circuit that, as of June 24, 2018, it had completed nearly 76% of construction on the entire pipeline, with an expected completion projection of October 2018. See Response to Court Directive, filed 06/27/2018 in *Atchafalaya Basinkeeper, et. al. v. U.S. Army Corps of Eng'rs*, Case no. 18-30257 (5th Cir. 2018) (Ex. C).

18. Defendant further asserted that 62% of the right of way in the Atchafalaya Basin (including St. Martin Parish) had been cleared of trees as of June 24, 2018, and that by June 29, 2018, 65% of the right of way in the Basin would be cleared. *Id.* Defendant further predicted that 100% of the right of way in the Basin will be cleared by August 8, 2018, 13% of construction ("including but not limited to clearing, trenching, stringing, laying of pipe, backfilling, and tying-in of pipeline segments") in the Basin would be completed by June 29, 2018, with 100% of construction in the Basin also completed by October 2018. *Id.* These representations make clear that, even if Defendant has not already entered onto the Property, it intends to do so very soon. Although, as shown in the photos above, unless another person or entity has entered onto and begun construction on the Property, it appears Defendant has done so.

19. Plaintiff seeks injunctive relief in this action to protect his real right of ownership in the Property pursuant to Articles 3601 and 3663 of the Louisiana Code of Civil Procedure.

20. Plaintiff will suffer irreparable harm if Defendant is not enjoined from impermissibly entering onto his Property and performing preconstruction and construction activities thereon.

21. Plaintiff also seeks declaratory relief in this action pursuant to Article 1871 of the Louisiana Code of Civil Procedure to establish that Defendant has entered onto the Property without the consent of all owners.

PRAYER FOR RELIEF

WHEREFORE, upon consideration of the laws and facts presented, after opportunity for hearing, Plaintiff respectfully moves this Court to grant declaratory and injunctive relief, in the form of either a temporary restraining order, a preliminary injunction, and permanent injunction in favor of Plaintiff and against Defendant and its officers, employees, agents, contractors, subcontractors, and others at the direction of or on behalf of Defendant, and all other relief to which Plaintiff is entitled, as follows:

- a. Injunctive relief to prevent Defendant, its officers, employees, agents, contractors, subcontractors, and others at the direction of or on behalf of Defendant, from entering onto Plaintiff's property;
- b. Injunctive relief to enjoin Defendant, its officers, employees, agents, contractors, subcontractors, and others at the direction of or on behalf of Defendant, from clearing, trenching, stringing, laying pipe, backfilling, tying-in of pipeline segments, or performing any other preconstruction and/or construction-related activities for its Bayou Bridge pipeline project on Plaintiff's property;
- c. Declaratory relief to establish that Defendant, its officers, employees, agents, contractors, subcontractors, and others at the direction of or on behalf of Defendant have entered onto and performed preconstruction and/or construction-related activities on the Property without the consent of all owners thereof;
- d. Costs and attorneys fees pursuant to any applicable statute or authority; and
- e. Any additional relief as the Court may deem just and proper.

Respectfully submitted this 27th day of July, 2018.

s/ Misha L. Mitchell
Misha L. Mitchell
La. Bar. No. 37506
Atchafalaya Basinkeeper
47 Mt. Laurel Ave
Birmingham, AL 35242
Phone: (225) 692-1133
Fax: (225) 692-4114
basinkeeperlegal@gmail.com

s/ William P. Quigley
William P. Quigley
La. Bar. No. 07769
7214 St. Charles Avenue
New Orleans, LA 70118
Phone: (504) 710-3078
Fax: (504) 861-5440
quigley77@gmail.com

Attorneys for Plaintiff

PLEASE SERVE:

Bayou Bridge Pipeline, LLC
c/o Corporation Service Company (registered agent)
501 Louisiana Avenue
Baton Rouge, LA 70802

16TH JUDICIAL DISTRICT COURT FOR THE PARISH OF ST. MARTIN
STATE OF LOUISIANA

NO. _____

DIVISION _____

PETER K. AASLESTAD

VERSUS

BAYOU BRIDGE PIPELINE, LLC

FILED: _____

DEPUTY CLERK

VERIFICATION

BEFORE ME, the undersigned Notary Public in and for the county aforesaid, did personally come and appear the undersigned, who after being duly sworn, did depose and state:

I, Peter K. Aaslestad, declare I am the Plaintiff in the above-entitled matter. I have read the foregoing petition. I verify under penalty of perjury that the factual statements in this petition are true and accurate to the best of my knowledge.

Executed on this _____ day of July, 2018 at _____ County,

_____.

(Signature of Party)

Name:

Notary Public

BAYOU BRIDGE PIPELINE, LLC

16TH JUDICIAL DISTRICT COURT

VERSUS

DOCKET NO. 87011

38.00 ACRES, MORE OR LESS, LOCATED IN ST. MARTIN PARISH; BARRY SCOTT CARLINE; LARRY DICKSON CARLIN; ALLISON B. BLANK; ALTON BERTRAND; AMELIA CARLIN BENNY; BRENDA ANN MEYER BARRILLEAUX; BROOKS BERGERON; GUY BRUNO, JR.; CHARLES BRUPBACHER; CRYSTAL VERRET CREEL; CYNTHIA L. ANDERSON; CARL GLEN FERGUSON; JAMIE BERGERON; LUCILE BERTHOLET; MARCIA M. BOUQUET; SHELDON BOUDWIN; SIDNEY P. BARRILLEAUX; VICTORIA ANN RODRIGUEZ BENOIT; VIOLET M. BLANCHARD; AGNES LASSEIGNE COURVILLE; ANNA MAE SMITH CHAISSON; ELBERT E. CARLINE; SAM PRESTON CHAMPAGNE; JENELL MARIE CARLINE CLARK; LAWRENCE JOSEPH CARLINE; RAGAN VERRET DUNN; THOMASSINE M. KELLER; JOYCE MENDOZA DOMAS; HIGHLAND BAPTIST CHURCH WILL GRUBBS, REGISTERED AGENT; CYNTHIA SEALY FREEMAN; FRED & SHIRLEY FIELD, LLC EDMOND L. GUIDRY, REGISTERED AGENT; WILTON J. FISH; JANET JAY CARLINE DAVIS; ROBIN RODRIGUEZ FANETTE; CLARENCE GIROUARD; ANDERSON PAUL HEBERT; ESTATE OF ANNA MAE EVANS HAYLES ANN MARIE HAYNES, ADMINISTRATOR; KATHY CARLINE JEFFRION; IRIS ANNY CARLINE HUTCHINSON; KAITLYN GOSS; RACHEL ST. GERMAIN; LILLIE BOUGEOIS HARRISON; DEENA DELAHOUSAYE LANERIE; VIRGINIA LASEIGNE HIGGINBOTHAM; KATHERINE A. LAMBERTSON; LAUREN A. MASSEY; RONDAL CASE MCCLANAHAN; JO ELLEN LEBLANC; RICHARD A. MENDOZA; JOSEPHINE B. MILLER; ANDREW S. MENDOZA; MARCUS J. MONTONDON; BRENDA CARLIN MORA; ANNA BELLE MUSSO; EFFIE HEBERT RICHARD; GERALD MORALES; FAY MARIE BROUSSARD RODRIGUEZ; RANDAL ERIC RODRIGUEZ; JEFFREY ROBICHAUX; EUGENE G. ROE; RAYMOND JOSEPH RODRIGUEZ; MORGAN ANN SMALLMAN; PETER K. AASLESTAD; TRUSTEE FOR THE SMITH LIVING TRUST OF 1995; ANN AMY STEVENS

ST. MARTIN PARISH, LOUISIANA

SHOULTZ; STEVEN S. STOCKSTILL;
CYNTHIA KAY CLARK STOLER;
TRUDA STEVENS; HOWARD ADAM
VERRET; KYLE VERRET; BOYD
VERRET; THEDA LARSON WRIGHT;
DAWN VERRET ZASKE; ANTHONY J.
VERRETTE; JAMES THERIOT; KEVIN
THERIOT; CARL THERIOT; LEONA
LASSEIGNE THIBODEAUX; ELAINE
FORET TOUPS; JAMES W. THIBEAU;
CHRISTINE M. ST. GERMAIN; JANIS
MARIE SCHEXNAYDER; KENNETH
JOSEPH TRIMBLE; ADAM JOSEPH
STEVENS; LLOYD JOSEPH HEBERT;
STEPHEN ROBICHEAUX; TONYA
LELEAUX MUGUIRA; LEON C.
MENDOZA; MICHELLE L. GRIFFIN;
UNOPENED SUCCESSION OF SHEILA
CANDACE STOCKSTILL LAFORTE;
UNOPENED SUCCESSION OF
MARGARET BOURGEOIS TEDRICK;
UNOPENED SUCCESSION OF HAROLD
SANTACRUZE; UNOPENED
SUCCESSION OF VIRGINIA STEVENS
RHONE; UNOPENED SUCCESSION OF
OCTAVE OTTO GUTEKUNST, JR.;
UNOPENED SUCCESSION OF CAROLYN
VERRET PHELPS; UNOPENED
SUCCESSION OF LUCILLE TRIMBLE
ALLEN; UNOPENED SUCCESSION OF
JEFFREY P. CARLINE; UNOPENED
SUCCESSION OF EDNA BARRILLEAUX
SUMERLIN; UNOPENED SUCCESSION
OF JEFFREY P. CARLINE; UNOPENED
SUCCESSION OF ROSA BOUDWIN
LELEUX; UNOPENED SUCCESSION OF
ANITA MARIE STEVENS BURCH;
UNOPENED SUCCESSION OF LINDA
SUSAN CARLINE KOHN; UNOPENED
SUCCESSION OF GERALD
BARRILLEAUX; UNOPENED
SUCCESSION OF ELLZEY
BARRILLEAUX; UNOPENED
SUCCESSION OF ELTON
BARRILLEAUX; UNOPENED
SUCCESSION OF EVE BARRILLEAUX
BLANCHARD; UNOPENED SUCCESSION
OF ELDRIDGE J. BERTRAND;
UNOPENED SUCCESSION OF
GERALDINE CARLINE CROCHET;
UNOPENED SUCCESSION OF NORMA J.
WORLEY STEVENS; UNOPENED
SUCCESSION OF CURTIS PETERSON
CARLIN; UNOPENED SUCCESSION OF
CARL WILLIAM MENDOZA;
UNOPENED SUCCESSION OF AGATHA
LARSON SNELGROVE; UNOPENED
SUCCESSION OF PERRY VERRET;
UNOPENED SUCCESSION OF WALLACE
BARRILLEAUX; UNOPENED
SUCCESSION OF WALTER
BARRILLEAUX; UNOPENED

SUCCESSION OF MABLE CARLINE BERTHOLET; UNOPENED SUCCESSION OF EMILY STEVENS BERTRAND; UNOPENED SUCCESSION OF ALMA BERTRAND BOUDREAUX; UNOPENED SUCCESSION OF ROY O. LARSON; UNOPENED SUCCESSION OF CURTIS C. LARSON; UNOPENED SUCCESSION OF CRAIG VERRETTE; UNOPENED SUCCESSION OF IRA CURTIS STOCKSTILL; UNOPENED SUCCESSION OF RALPH GORDON STOCKSTILL; UNOPENED SUCCESSION OF PENNY DOYLE BARRAS; UNOPENED SUCCESSION OF M. EASTCOTT ROBINSON GUTEKUNST; UNOPENED SUCCESSION OF MARGIE ROSE GUTEKUNST FLADD; UNOPENED SUCCESSION OF STELLA MENDOZA BUCHANAN; UNOPENED SUCCESSION OF JULIET VERRET MENDOZA; UNOPENED SUCCESSION OF NELLIE F. GENEVA FRILLOU STERLING; UNOPENED SUCCESSION OF IDA MAE BOUQUET; UNOPENED SUCCESSION OF JOHN HARVEY VERRET; UNOPENED SUCCESSION OF CLIFFORD F. TRIMBLE; UNOPENED SUCCESSION OF ALMA BOUDREAX, JR.; UNOPENED SUCCESSION OF THELMA VERRET JEFFERS; UNOPENED SUCCESSION OF OLYMPE ORTAMOND; UNOPENED SUCCESSION OF ROLAND J. BARRILLEAUX, SR.; UNOPENED SUCCESSION OF JOSEPH ADOLPH VERRET, JR.; UNOPENED SUCCESSION OF AVIA ORTAMOND MIGUEZ; UNOPENED SUCCESSION OF CHARLES H. ROE; UNOPENED SUCCESSION OF SETH ALAN SMALLMAN; UNOPENED SUCCESSION OF WESLEY MARK STOCKSTILL; UNOPENED SUCCESSION OF WILLIAM N. LARSON, JR.; LISA L. WORLEY; JAMES CLARENCE CARLIN; JOSEPH MARC GEORGE; DERWIN K. THIBEAU; ROBERT EARL PENN; SANDRA CHAMPAGNE TORRES; CHARLOTTE FRILLOU REEVES; ODETTE TRIMBLE MEYER; JESSIE EVANS PYE; JANE STEVENS; SUSY BERTRAND BAKER; MILLARD F. MONTONDON; BENJAMIN ARTHUR STEVENS; DEL MENDOZA; JOHN TODD MENDOZA; JOHN BURCH STEVENS; SANDRA ODELIA LABIT PEUCE; TIM MENDOZA; MARY ELLEN VERRET; ELVIRA FRICK BOBBITT; MORRIS ORTAMOND; FRED WOHN; LINDA LEE MARY MOORE; TROY MENDOZA; RODNEY RAY SMITH; NORA BELLE HEBERT MENDOZA; PATRICK RANDY STOCKSTILL; CHRISTOPHER ROBERT

WOHN; JAMES BOUDWIN; BERNICE
CANDERSON SCULTHORP; JOSEPH
ADAM RODRIGUEZ; JUNE BOUDWIN
STUART; LISA I. ROMER; NICHOLAS
MATTHEW WOHN; EDWARD
RODRIGUEZ LASSEIGNE; DORIS
GOULAS TEMPLET; SIDNEY TRIMBLE,
JR.; ANGELA C. SELLERS SAGRERA;
MARY JANE PARNELL ROGERS; LISA
MARIE SMALLMAN; JOANN R. SMALL;
WARREN HERCULES STOCKSTILL;
MARY GRACE PENN WOODS; DAISY
LEE SCHNEIDER; DELOS HOWARD
STOCKSTILL; ALBERTA LARSON
STEVENS; DONALD RONALD VERRET;
MARGUERITE MAE STOCKSTILL
ROBERTS; LAUREN LOUISE MOORE;
GORDON CHARLES LAGRANGE;
ANTHONY LAFORTE; LAURETTA LYNN
MOORE; ELLEN MARIE LAGRANGE
WINGARD; JOAN WILKINSON
STOCKSTILL GORDON; BRAD JUDE
CASE; CALVIN A. STOCKSTILL;
ELIZABETH LEWIS PENNINGTON;
MARJORIE A. CARLIN, A/K/A AMELIA
M. CARLIN; MAJOR J. SOWERS;
DEBORAH THIBEAU DEAN; MELVIN
THOMAS CARLIN; AGNES LARSON
REECE; IRA MARK CARLIN; W.C.
JIMMIE LARSON; GREGORY ISHMAEL
STOCKSTILL; JAMES EDWARD DOYLE,
JR.; CARL A. LARSON; ROBERTA
LUCILE STOCKSTILL ECKERT; IRENE
BEIGEL LAGRANGE; DEXTER JOHN
STOCKSTILL; JOSEPH KEITH
STOCKSTILL; ELOISE BIEGEL
KEMBER; KAY BIEGEL TRAHAN;
MICHAEL MARRAY BIEGEL III; BERT
HARRIS DELAHOUSAYE; SHARON
BIEGEL BUSBY JOHN FRAZ, III;
CLARENCE DELAHOUSAYE;
PAMELLA BIEGEL GAMARD; CHARLES
DELAHOUSAYE; TERESA MENDOZA
HATISSBERG; AMY MENDOZA
MONTGOMERY; RUTH MENDOZA
MCLEOD; MAY MENDOZA BIHM;
CORINE MENDOZA GAUTHIER;
MARGARET ROBIN MYERS; GEORGE
MENDOZA; RITA MENDOZA O'NEIL;
MORRIS W. LANCON, JR.; EMILE
MENDOZA; DR. CARL MENDOZA; JOHN
EVANS, JR.; HILTON FERGUSON;
JAMES FERGUSON; JUDY LARSON
HERNENDEZ; MARGARET MARIE
ANDERSON; LINDA LARSON REID;
ELLA ANDERSON SONES; LOUIS P.
ANDERSON; CARL LARSON III; CELIA
ANDERSON STUBBS; WOODREW J.
ANDERSON; SHIRLEY ANN ANDERSON;
LOUISE ELMIRE ANDERSON;
MARGARET ANDERSON MCCORMICK;
WILBERT L. ANDERSON; PATRICIA

RUTH M. REED; MARY MENDOZA;
VIOLA MENDOZA BALEW; PAULA
JEAN M. BOOTH; SARAH FISH SMITH;
SALLY ANN M. KATIOF; THOMAS PAUL
MENDOZA; LOULA BOURGEOIS
JOHNSON; TIMOTHY MENDOZA;
JENNIFER LEE ANN MENDOZA; EARL
L. BOURGEOIS; HILDA BOURGEOIS
RYHERD; CATHERINE ANNE
SANDERSON; CHARLES STANTON
VERRET; BESSIE BOURGEOIS BURKE;
WALT SANDERSON; FRANK
GAUSSIRAN; JOSEPH SIMON VERRET;
GERTRUDE VERRET RICHARD; MARIE
ADVELINE FRILLOU HILL; WILL
SANDERSON; STEVE VERRET; MARIE
ADVELINE FRILLOU OTT; NORMA
SUTCKEY SLAYDON; RUTHY F.
FRILLOU SMITH; CAROL JEAN
STEVENS DUHON; ELLEN ANN
FRILLOU BISHOP; MARY KAY
FRILLOU WILLIAMSON; ANDREW
BERTRAND; FRANCES L. FRILLOU
MCDONALD; GLORIA STEVENS
MARTIN; AUTHEMONT BERTRAND;
CHRISTENE FRILLOU JOHNSON;
DIANA STEVENS HEBERT; SMITH
BERTRAND; MAZIE BERTRAND BONIN;
ROSA MAE GIROUARD GAUTREAUX;
AVIA ORTAMOND MIGUEZ; HAZEL
GIROUARD FAULK; OLYMPE
ORTAMOND; WILLIS ORTAMOND;
ANNIE LOU GIROUARD BROUSSARD;
DOUGLAS GERARD ST GERMAIN;
DAVID EDWARD ST GERMAIN;
BLOSSOM GIROUARD GATREAUX;
CHARMAINE ST GERMAIN; AMAR
JAMES ST GERMAIN; LILLY MENDOZA
BARONET; ELVINA MENDOZA
TANNER; MICHAEL LOUVIERE;
IRVING MENDOZA; BESSIE MARIE
GUIDRY STUTES; RICKY LOUVIERE;
LAWRENCE MENDOZA; BARBARA
GUIDRY FAULK; HERMAN H.
MENDOZA; ODAY MENDOZA; HARRY
LOUVIERE, JR.; DUANA DEAN
MENDOZA COMEAUX; MELISSA
MENDOZA; WALTER LANDRY; LILLY
MAE MENDOZA FIDLER; HUEY
BRUPBACHER; ANTHONY MENDOZA;
MARY ALICE MENDOZA; WILMA B.
HALL; VIVIAN MENDOZA F. DERISE;
JOYCE ANN MENDOZA; ELVIRA B.
BAEHR; JULIE MENDOZA SCABER;
CLOVIS MENDOZA; HALPHEN
MENDOZA; OLIVE VERRET
CRAMMOND; SALLY LYNDA VERRET;
OVEY MENDOZA; MARIAN MAY
VERRET; HOLLY ANGELA VERRET;
KENNETH SMART; WILSON JOSEPH
VERRET, JR.; STACEY ANN VERRET;
EULJY VERRET; CHERYL FAY

VERRET; BRIAN VERRET; ALICE VERRET; HARVEY DOW; RAYMOND SCHEXNAYDER; DANIEL VERRET; GRACE VERRET HEBERT; LOUELLA ROBICHEAUX AYO; HAMILTON VERRET, JR.; AGNES S. ROMERO; BEATRICE ROBICHEAUX BROUSSARD; FRED DOW, JR.; RENA S. LEBLANC; JAMES K. SMART, JR.; JUDY SMART; CHARLES G. CARLINE; BESSIE VERRET; RICHARD ROBICHEAUX; MARIE R. MARTINEZ; HOUSTON LANDRY (JEANETTE); ALBERT VERRET; ODAY J. VERRET; EUGENE COPP (UNA); HORTENSE VERRET BOUTON; LAWRENCE P. VERRET; ROY BARRILLIEAUX; WILBUR BARRILLIEAUX; CYNTHIA LEBLANC; ELVIRE RODRIGUEZ LOUVIERE; MICHAEL LEBLANC; JOAN MARIE LEBLANC; ALEXINA RODRIGUEZ HEBERT LOUVIERE; SANDRA LEBLANC; LARRY LANDRY; IGNANCE RODRIGUEZ; SANDRA LEBLANC CLEMENTS; LORETTA VERET LOUVIERE; HARRY THERIOT; DORRINE THERIOT LEBLANC; JOSHUA SMITH; DONALD D. SMITH; MILDRED THERIOT THIBODEAUX; WHITNEY SMITH; BERT W. SMITH; LOUANNE RODRIGUEZ; KELLEN SMITH; AMOS M. SMITH; IRENE SMITH THIBODEAUX; JAMIE R. SMITH; ARTHUR L. SMITH; JOSEPH BERTHOLET; JOSEPH LLOYD CARLINE, JR.; CARL J. SELLERS; JAMES BERTHOLET; LAURA MAY CARLINE; KEITH J. SELLERS; ANNIE ROSE PARNELL VERRET; NANCY JILL CARLINE GARVIN; CHERYL LYN MARIE HICKS; BARBARA SELLERS; SHERYL KAY CARLINE PINEHART; BRYAN VINCENT CASE; PATRICIA L. SELLERS; AND RYAN JOSEPH CASE; AND ALL OTHER KNOWN OR UNKNOWN OWNERS CLAIMING AN INTEREST IN THE PROPERTY

BAYOU BRIDGE PIPELINE, LLC'S PETITION FOR EXPROPRIATION

NOW INTO COURT, through undersigned counsel, comes Bayou Bridge Pipeline, LLC ("Bayou Bridge"), and files this Petition for Expropriation. In support of its petition, Bayou Bridge respectfully represents as follows:

1.

Plaintiff Bayou Bridge is a Delaware limited liability company authorized to do business in the State of Louisiana. Its principal office is located in Houston, Texas.

2.

Made Defendants herein are those persons identified in the attached Exhibit A, whose last known address is as indicated therein (collectively, "**Located Defendants**").

3.

Also made Defendants herein are the unopened successions of those deceased persons identified in Exhibit B (collectively, "**Deceased Defendants**"). On information and belief, no succession representative has been appointed for Deceased Defendants and Deceased Defendants' heirs and legatees have not been judicially sent into possession of the subject property.

4.

Also made Defendants herein are those persons identified in the attached Exhibit C, whose whereabouts are unknown and/or who on information and belief are deceased and for whom no succession representative has been appointed (collectively, "**Absentee Defendants**"). On information and belief, Absentee Defendants are absentee defendants as defined by Louisiana Code of Civil Procedure article 5251. See La C.C.P. 5251(1) ("Absentee" means a person . . . whose whereabouts are unknown, or who cannot be found and served after a diligent effort, though he may be domiciled or actually present in the state; or a person who may be dead, though the fact of his death is not known, and if dead his heirs are unknown.").

5.

Also made Defendants herein are any other persons claiming an interest in the property whom Bayou Bridge has not been able to identify or locate ("**Unknown Defendants**").

6.

The Located Defendants, Deceased Defendants, Absentee Defendants, and Unknown Defendants are collectively referred to herein as "**Defendants.**"

7.

Defendants are believed to have or claim an interest in the property described as follows:

That certain tract of land composed of 38.00 acre(s), more or less, located in Section 4, Township 11 South, Range 9 East, St. Martin Parish, Louisiana, and being more particularly described as Northeast Quarter of the Southeast Quarter (NE/4 of SE/4) in Book 784, Page 176, Instrument 186257 of the official public records of said St. Martin Parish.

The property is also named as a defendant and is hereinafter referred to as the "Property." Because the Property is located in St. Martin Parish, venue is proper in St. Martin Parish. Bayou

Bridge further reserves the right to add the name or names of any additional parties who may subsequently appear to have an interest in the Property.

8.

Bayou Bridge intends to construct and operate a common carrier interstate liquid petroleum transmission pipeline having a nominal diameter of twenty-four inches (24") and appurtenant facilities (collectively, the "Pipeline"). The Pipeline will be a much needed expansion to and an integral part of the nation's oil pipeline infrastructure and is being constructed to provide increased and needed access and to enable the transportation of larger volumes of domestically produced crude to existing Louisiana crude refining facilities. The Pipeline originates in Nederland, Texas (the location of a sizeable petroleum hub in Southeast Texas), has an intermediate facility location in Lake Charles, Louisiana, where it delivers crude to refining facilities located in Lake Charles, and then ultimately traverses to the refining and marketing hub at St. James, Louisiana. The Pipeline will ultimately span approximately 212 miles, with the section from Lake Charles to St. James spanning approximately 162 miles, and is scheduled to be in service in 2018.

9.

Bayou Bridge is a common carrier under Louisiana Revised Statute § 45:251(1), which includes "all persons engaged in the transportation of petroleum as public utilities and common carriers for hire..." Louisiana law grants the authority to expropriate property to common carriers. La. Rev. Stat. § 19:2(8). Further, the Pipeline is in the public interest and necessity.

10.

Bayou Bridge determined the overall route of the Pipeline and thus has identified the pipeline rights of way necessary for installation. Bayou Bridge selected the route of the Pipeline based on its technical experience and sound engineering principles after considering a number of factors, including environmental impacts or damages, possible alternative routes, cultural impacts or damages, minimal crop interference, and minimal interference with property in commerce.

11.

The Pipeline route crosses the Property. Bayou Bridge seeks to expropriate a fifty foot (50') wide permanent and perpetual right of way and servitude (the "Permanent Right of Way")

for the purpose of laying, constructing, maintaining, operating, altering, replacing, repairing, watering up, dewatering, changing the size of (with the same or smaller size pipeline), relocating within the Permanent Right of Way, abandoning and/or removing one (1) underground pipeline having a nominal diameter of twenty-four inches (24") or less, together with such above- or below-grade valves, fittings, meters, tie-overs, cathodic/corrosion protection, electrical interference mitigation, data acquisition and communications lines and devices, electric lines and devices, pipeline markers required by law, and other appurtenant facilities for the transmission of crude oil and all by-products and constituents thereof, under, upon, across, and through the Property, which is more particularly described and shown in Exhibit D. The Permanent Right of Way described in Exhibit D will be used for purposes of establishing, laying, constructing, reconstructing, installing, realigning, modifying, replacing, improving, adding, altering, substituting, operating, maintaining, accessing, inspecting, patrolling, protecting, repairing, changing the size of, relocating and changing the route of, abandoning in place and removing at will, in whole or in part, the Pipeline, and any and all necessary or useful appurtenances thereto, in a manner consistent with applicable laws and regulations. Bayou Bridge also seeks the right to select the exact location of the Pipeline within the Permanent Right of Way. Further, Bayou Bridge seeks the right to construct, maintain, and change slopes of cuts and fills to ensure proper lateral and subjacent support and drainage for the Pipeline. Bayou Bridge also seeks the right to have a right of entry and access in, to, through, on, over, under, and across the Permanent Right of Way for all purposes necessary and at all times convenient and necessary to exercise the rights granted to it. To the extent practicable, such ingress and egress should be exercised over the Permanent Right of Way or such roads or ways as may exist at the time of each particular exercise of Bayou Bridge's rights hereunder. The Permanent Right of Way sought by Bayou Bridge should extend to and include contiguous public roads and ways to the full extent of Defendants' interest therein for the purpose of ingress and egress to the Permanent Right of Way.

12.

Bayou Bridge also seeks to expropriate a temporary right of way and servitude (the "Temporary Right of Way") needed during construction and shown on Exhibit D: (a) temporary access roads (the "Temporary Access Road", whether one or more) to access the Temporary Work Space (as herein defined) and the Permanent Right of Way; and (b) temporary work space (the "Temporary Work Space") adjacent to and generally parallel with the Permanent Right of

Way for construction, operation and maintenance of the Pipeline. Bayou Bridge seeks the Temporary Access Road and Temporary Work Space for Bayou Bridge's exclusive use from the commencement of construction until six (6) months after the date the Pipeline is placed in service. However, if Bayou Bridge has completed its use of the Temporary Access Road and/or Temporary Work Space prior to the expiration of the six (6) month period and so states in writing, then the Temporary Access Road and/or Temporary Work Space shall immediately terminate. Bayou Bridge does not seek to acquire any interest in oil, gas, or other minerals.

13.

Bayou Bridge requests the right, from time to time, to clear the Permanent Right of Way, during the term thereof, of all trees, undergrowth, and other natural or manmade obstruction that, in Bayou Bridge's sole and absolute discretion, may injure or endanger the Pipeline, appliances, appurtenances, fixtures, and equipment or interfere with Bayou Bridge's access to, monitoring of, or construction, maintenance, operation, repair, relocation, and/or replacement of same. In addition, Bayou Bridge requests that the Defendants be prohibited from altering or changing the grade of, filling, and/or flooding the Permanent Right of Way without consulting with and obtaining approval of Bayou Bridge if such alterations or changes of grade may interfere with pipeline operations or integrity. Bayou Bridge also seeks the full right and authority to lease, sell, assign, transfer, and/or convey to others the Permanent Right of Way, servitude, interests, rights, and privileges sought here, in whole or in part, or to encumber the same.

14.

Bayou Bridge agrees that Defendants reserve the right to cultivate or otherwise make use of the Property for other purposes in a manner that will not interfere with the enjoyment or use of the servitude rights and the rights of way sought by Bayou Bridge.

15.

Bayou Bridge made good faith efforts to identify, locate, and negotiate with Defendants. As a result of these efforts, Bayou Bridge has entered into easement agreements with nearly 350 co-landowners for the Property. However, with respect to Defendants, those negotiations have been unsuccessful.

16.

Bayou Bridge made good faith efforts to identify, locate, and negotiate with Defendants. On information and belief, Bayou Bridge searched Tax Assessor records, performed courthouse

title work, researched probate files, researched conventional websites such as Google and location services such as Intelius, and held personal interviews with family members and locals in the area, all in an attempt to identify, locate, and negotiate with Defendants.

17.

On information and belief, no succession representatives have been appointed for the Deceased Defendants and Deceased Defendants' heirs and legatees have not been sent into possession of the subject property judicially. Therefore, under these circumstances, Louisiana Code of Civil Procedure 5091(A)(1)(c) and (2)(a) provide that the Court shall appoint an attorney at law to represent the Deceased Defendants.

18.

On information and belief, Absentee Defendants whereabouts are unknown, and/or they cannot be found and served after a diligent effort, though they may be domiciled or actually present in the state; or they who may be dead, though the fact of their deaths is not known, and if dead their heirs are unknown. The Absentee Defendants have not been served with process and have not waived objection to jurisdiction. As such, under these circumstances, Louisiana Code of Civil Procedure 5091(A)(1)(a) provides that the Court shall appoint an attorney at law to represent the Absentee Defendants.

19.

Attached as Exhibit F to this Petition is a proposed Order Appointing Attorney Pursuant to La. C.C.P. 5091 for Deceased Defendants and Absentee Defendants.

20.

Bayou Bridge has complied with all legal requirements necessary to initiate these proceedings, including the requirements set forth under Louisiana Revised Statute § 19:2.2. Despite its efforts, Bayou Bridge has been unable to acquire the necessary property rights from Defendants.

21.

In accordance with Louisiana Revised Statute § 19:8, this matter should be tried by preference and with the greatest possible dispatch.

22.

As Exhibit E to this petition, Bayou Bridge provides a draft order fixing the trial date and a draft notice in compliance with Louisiana Revised Statute § 19:5.

WHEREFORE, Bayou Bridge prays that a certified copy of this Petition, with attachments and orders, be served on Located Defendants at their last known address and on Deceased Defendants, Absentee Defendants, and Unknown Defendants through the attorney at law duly appointed by the Court pursuant to La. C.C.P. 5091.

Bayou Bridge further prays that the Court issue an order setting this matter with preference.

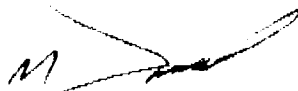
Bayou Bridge further prays that after due proceedings are had, the Permanent Right of Way, Temporary Access Road, and Temporary Right of Way described herein be adjudicated to Bayou Bridge, for the use and purposes to be specified in a Judgment of Expropriation, upon payment by Bayou Bridge to Defendants of just compensation to be designated by this Court.

Bayou Bridge finally prays for all other general and equitable relief to which it may be entitled by law, including reimbursement of costs of expropriation proceedings in accordance with Louisiana Revised Statute § 19:12.

Dated: July 27, 2018

RESPECTFULLY SUBMITTED,

Jones Walker L.L.P.



MICHAEL B. DONALD (Bar No. 16891)
811 Main Street, Suite 2900
Houston, Texas 77002
Telephone No.: (713) 437-1800
Facsimile No.: (713) 437-1810
Email: mdonald@joneswalker.com

IAN A. MACDONALD (Bar No. 17664)
600 Jefferson Street, Suite 1600
Lafayette, Louisiana 70501
Telephone No.: (337) 593-7600
Facsimile No.: (337) 593-7748
Email: imacdonald@joneswalker.com

Attorneys for Bayou Bridge Pipeline, LLC

PLEASE SERVE:

Defendants in Exhibit A

And

The Attorney at Law Duly Appointed by Court
To Represent Defendants in Exhibit B and C

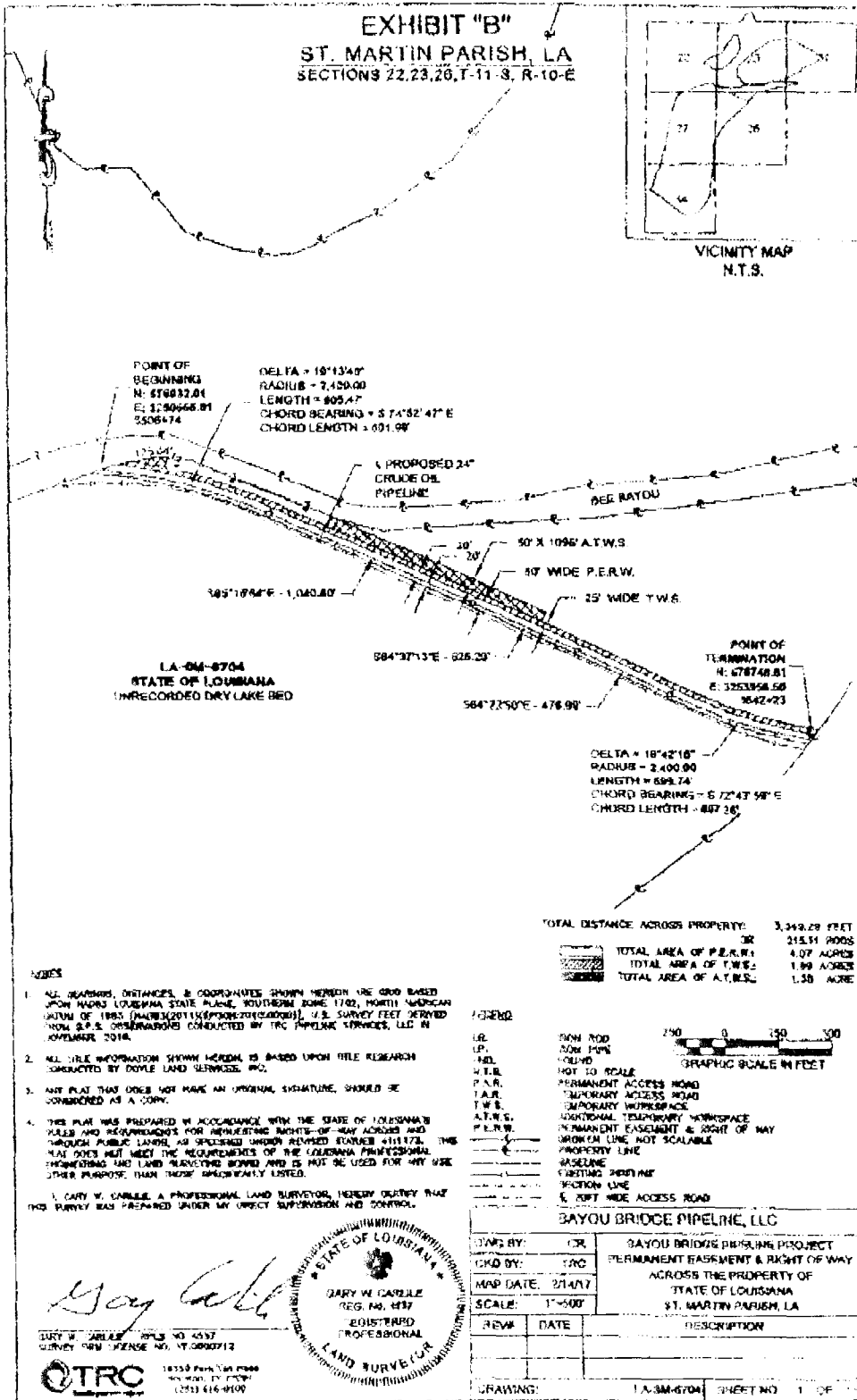
EXHIBIT A

LOCATED DEFENDANTS

NAME ADDRESS	NAME ADDRESS	NAME ADDRESS
Barry Scott Carline 59109 Maple St. Plaquemine, LA 70764	Larry Dickson Carlin 1516 Julie Dr. Sulphur, LA 70663	Allison B. Blank 63185 Rose Dr. Plaquemine, LA 70764
Alton Bertrand 1302 Klaby Meaux Road Kaplan, LA 70548	Amelia Carlin Benny 391 Alston Cemetery Road Dequincy, LA 70633-6502	Brenda Ann Meyer Barrilleaux 4510 Park Drive South Metairie, LA 70001
Brooks Bergeron 613 Sawana Ct. Pensacola, FL 32506	Guy Bruno, Jr. 1400 Glen Hollow Lane Flower Mound, TX 75028	Charles Brupbacher 322 Bayou Dularge Rd Houma, LA 70363
Crystal Verret Creel PO Box 828 Brandon, MS 39043	Cynthia L. Anderson 1218 Stetson St. Orlando, FL 32804	Carl Glen Ferguson 38702 LA Hwy. 16 Denham Springs, LA 70706
Jamie Bergeron 113 Kol Dr. Broussard, LA 70518	Lucile Bertholet 39585 Hwy. 75 Plaquemine, LA 70764	Marcia M. Bouquet 33240 Adams Dr. White Castle, LA 70788
Sheldon Boudwin 5215 Ferry Creek Lane Acworth, GA 30102	Sidney P. Barrilleaux 46 Big Valley Lane Poplarville, MS 39470	Victoria Ann Rodriguez Benoit 478 Tauzin St. Breux Bridge, LA 70517
Violet M. Blanchard 516 Bayou Dr Pierre Part, LA 70339	Agnes Lasseigne Courville 607 S. 5 th Street Nederland, TX 77627-2607	Anna Mae Smith Chaisson 404 Gemini St. Larose, LA 70373
Elbert E. Carline 33477 Bayou Sorrel Rd. Plaquemine, LA 70764	Sam Preston Champagne 6807 Cemetary Hwy St. Martinville, LA 70582	Jenell Marie Carline Clark 401 Lewis St. Sulphur, LA 70663
Lawrence Joseph Carline 64629 Vaughn Rd. Plaquemine, LA 70764	Ragan Verret Dunn 15013 Karlyn Ct. Pride, LA 70770	Thomassine M. Keller 2855 Scenic Rd. Marion, OH 73302
Joyce Mendoza Domas 1432 N. Lewis Dr. Orange, TX 77632	Highland Baptist Church Will Grubbs, Registered Agent 3908 Bayou Blvd. New Iberia, LA 70563	Cynthia Sealy Freeman 3633 Kennedy Ave. Bakersfield, CA 93309
Fred & Shirley Field, LLC Edmond L. Guidry, Registered Agent 324 South Main Street St. Martinville, LA 70582	Wilton J. Fish 207 Ranier Lane Georgetown, TX 78628	Janet Jay Carline Davis 66425 Stampley Dr. Plaquemine, LA 70764
Robin Rodriguez Fanette 320 32nd St. Nederland, TX 77627	Clarence Girouard 4258 b Catahoula Hwy St. Martinville, LA 70582	Anderson Paul Hebert 6175 Highway 75 Plaquemine, LA 70764
Estate of Anna Mae Evans Hayles Ann Marie Haynes, Administrator 5469 FM #2207 Kilgore, TX 75062	Kathy Carline Jeffrion 32095 Hwy. 75 Plaquemine, LA 70764	Iris Anny Carline Hutchinson 15026 Hubbs Rd. Pride, LA 70770
Kaitlyn Goss 6471 Harrison Rd. Silsbee, TX 77656	Rachel St. Germain 14291 Whispering Oaks Gonzales, LA 70739	Lillie Bougeois Harrison 411 23rd St Nederland, TX 77627
Katherine A. Lambertson 310 Wilson Ave Morgantown, WV 26505	Deena Delahoussaye Lanerie 815 E. Bridge St. St. Martinville, LA 70582	Virginia Laseigne Higginbotham 1048 Adley Loop

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		Breaux Bridge, LA 70517-7611
Jo Ellen LeBlanc 743 Laguna Irving, TX 75039	Lauren A. Massey 1237 W. C. Braswell Rd. Princeton, NC 27569	Rondal Case McClanahan 8664 Heather Dr. Eight Mile, AL 33613
Andrew S. Mendoza 4140 Blackberry Lane Port Arthur, TX 77642	Richard A. Mendoza 8134 Friar Point Dr. Port Allen, TX 77642	Josephine B. Miller 812 Adcock Monroe, LA 71201
Gerald Morales 32955 Bayou Sorrel Rd. Plaquemine, LA 70764	Marcus J. Montondon 206 Oakridge Dr. San Marcos, TX 78666	Brenda Carlin Mora 5788 Pinewood Drive East Lake Charles, LA 70607
Jeffrey Robichaux 3215 Barkers Forest Lane Houston, TX 77084	Anna Belle Musso 6336 Royal Ln. Dallas, TX 75230	Effie Hebert Richard 31065 Hwy 75 Plaquemine, LA 70764
Raymond Joseph Rodriguez 1041 Noe Rd. Breaux Bridge, LA 70517	Fay Marie Broussard Rodriguez 4249 Wilson St. Groves, TX 77619	Randal Eric Rodriguez 1638 Anse Broussard Hwy. Breaux Bridge, LA 70517
Ann Amy Stevens Shoultz 258 Galatas Rd. Madisonville, LA 70447	Eugene G. Roe 5510 Briar Way Beaumont, TX 77706	Trustee for The Smith Living Trust of 1995 611 Crest Lawn Dr Lafayette, LA 70503
Truda Stevens 615 Baywood St. La Porte, TX 77571	Morgan Ann Smallman 813 Polk Avenue Johnson City, TX 77604	Peter K. Aaslestad 126 William Street Staunton, VA 24401
Steven S. Stockstill 15320 Ashville Ave Pride, LA 70770	Cynthia Kay Clark Stoler 5415 Saddle Dr. Needville, TX 77461	
Boyd Verret 63040 Bayou Rd. Plaquemine, LA 70764-5924	Howard Adam Verret 418 Albertson Parkway #110 Broussard, LA 70518	Kyle Verret Law Office of Kyle Verret 11200 W. Broadway St. #2743 Pearland, TX 77584
Anthony J. Verrette 701 Prairie Road N. Franklin, LA 70538	Theda Larson Wright 144 Arenas Valley Road Arenas Valley, NM 88022	Dawn Verret Zaske 8155 Jefferson Hwy Apt 1007 Baton Rouge, LA 70809-1617
Carl Theriot 406 Main St. Box 3 Franklin, LA 70538	James Theriot 7852 Hwy 10 Ethel, LA 70730	Kevin Theriot 406 Main St. Box 3 Franklin, LA 70538
James W. Thibeau 38240 Dunlessie Rd. Newman, GA 30265	Leona Lasseigne Thibodeaux 1064 Saint Rita Hwy Montegut, LA 70377	Elaine Foret Toups 59005 Postell Ave. New Iberia, LA 70563
Kenneth Joseph Trimble 2 Deer Road Newman, GA 30265	Christine M. St. Germain 1722 Saint Rita Hwy Montegut, LA 70377	James Brian Thibodeaux 100 Highway 8 New Iberia, LA 70563
Stephen Robicheaux 19 Heartleaf Court Woodlands, TX 77381	Adam Joseph Stevens 2709 General Vandenburg St. Lake Charles, LA 70613	Lloyd Joseph Hebert 141 Buccaneer Rd. Gray, LA 70539
Leon C. Mendoza 4215 Mount Rainier St. Dallas, TX 75211	Tonya Leleaux Muguira 24377 EA Hwy 10 Denham Springs, LA 70726	Michelle L. Griffin 11764 Blackwater Road Baker, LA 70714



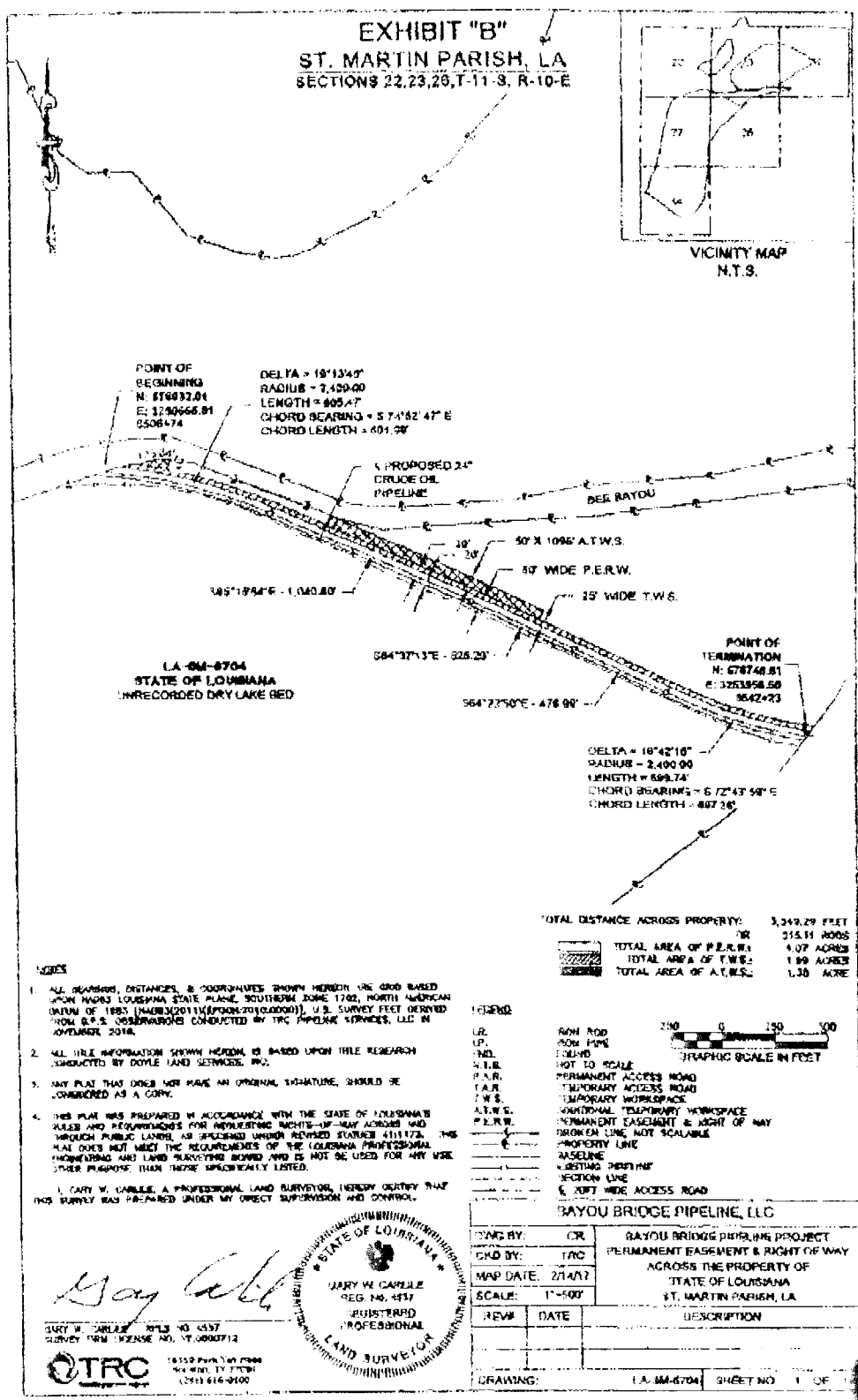


EXHIBIT
 1-B

16TH JUDICIAL DISTRICT FOR THE PARISH OF ST. MARTIN
STATE OF LOUISIANA

NO. 087000

SECTION E

BAYOU BRIDGE PIPELINE, LLC

VERSUS

JACKSON FLEDER, ET AL.

FILED: _____
DEPUTY CLERK

**BAYOU BRIDGE PIPELINE, LLC'S FIRST AMENDING AND SUPPLEMENTAL
VERIFIED PETITION AND INCORPORATED MEMORANDUM OF LAW FOR
TEMPORARY RESTRAINING ORDER, PRELIMINARY INJUNCTION, AND
PERMANENT INJUNCTION**

Bayou Bridge Pipeline, LLC ("Bayou Bridge") amends and supplements its original Verified Petition and Incorporated Memorandum of Law for Temporary Restraining Order, Preliminary Injunction, and Permanent Injunction in order to name additional defendants:

1. THE INTRODUCTORY PARAGRAPH OF THE ORIGINAL VERIFIED PETITION IS AMENDED AS FOLLOWS:

Bayou Bridge Pipeline, LLC ("Bayou Bridge") files this Verified Petition and Incorporated Memorandum of Law for Temporary Restraining Order, Preliminary Injunction, and Permanent Injunction ("Verified Petition") against Defendants, Jackson D. Fleder, Matthew Dillon Ozuna, Eleanor Goldfield, Ronald R. Seifert, Amanda Jane St. Martin, Anthony James Tennant, Mercury Bitsuie, Nicholas Jackson, Olympia Temiquiani Andrade Beltran, Hannah Graham, and any and all other persons acting in concert therewith ("Defendants"). In support of its Verified Petition, Bayou Bridge states as follows:

2. NEW PARAGRAPH 7(e) IS ADDED AS FOLLOWS:

7(a). Defendant Amanda Jane St. Martin is, upon information and belief, a citizen of Oregon.

3. NEW PARAGRAPH 7(b) IS ADDED AS FOLLOWS:

7(b). Defendant Anthony James Tennant is, upon information and belief, a citizen of Washington.

4. NEW PARAGRAPH 7(c) IS ADDED AS FOLLOWS:

7(c). Defendant Mercury Bitsuie is, upon information and belief, a citizen of Arizona.

5. NEW PARAGRAPH 7(d) IS ADDED AS FOLLOWS:

7(d). Defendant Nicholas Jackson's domicile is unknown.

6. NEW PARAGRAPH 7(c) IS ADDED AS FOLLOWS:

7(c). Defendant Olympia Temiquiani Andrade Beltran is, upon information and belief, a citizen of California.

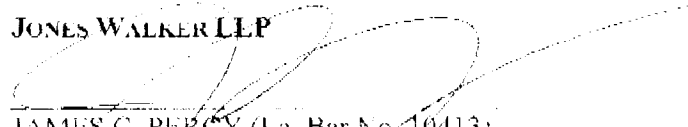
7. NEW PARAGRAPH 7(f) IS ADDED AS FOLLOWS:

7(f). Defendant Hannah Graham is, upon information and belief, a citizen of California.

8. Bayou Bridge restates and reasserts each and every allegation made in its original Verified Petition and Incorporated Memorandum of Law for Temporary Restraining Order, Preliminary Injunction, and Permanent Injunction, as if copied herein *in extenso*.

Respectfully submitted.

JONES WALKER LLP


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*Attorneys for Petitioner, Bayou Bridge Pipeline,
LLC*

SHERIFF – PLEASE ISSUE A CITATION OF SERVICE AND SERVE A COPY OF THE FOLLOWING:

- **BAYOU BRIDGE PIPELINE, LLC'S ORIGINAL VERIFIED PETITION AND INCORPORATED MEMORANDUM OF LAW FOR TEMPORARY RESTRAINING ORDER, PRELIMINARY INJUNCTION, AND PERMANENT INJUNCTION; AND**
- **BAYOU BRIDGE PIPELINE, LLC'S FIRST AMENDING AND SUPPLEMENTAL VERIFIED PETITION AND INCORPORATED MEMORANDUM OF LAW FOR TEMPORARY RESTRAINING ORDER, PRELIMINARY INJUNCTION, AND PERMANENT INJUNCTION**

ON:

**Amanda Jane St. Martin;
Anthony James Tennant;
Mercury Bitsuic;
Nicholas Jackson;
Olympia Temiquiani Andrade Beltran; and
Hannah Graham**

All of whom are believed to be present on Bayou Bridge's right-of-way, at or around 30°05'12.8"N, 91°25'16.7"W, in Sections 22, 23, and 26, T-11-S, R-10-E of St. Martin Parish, State of Louisiana.

16TH JUDICIAL DISTRICT FOR THE PARISH OF ST. MARTIN
STATE OF LOUISIANA

NO. 087000

SECTION E

BAYOU BRIDGE PIPELINE, LLC

VERSUS

JACKSON FLEDER, ET AL.

FILED: _____

DEPUTY CLERK

VERIFICATION

STATE OF LOUISIANA

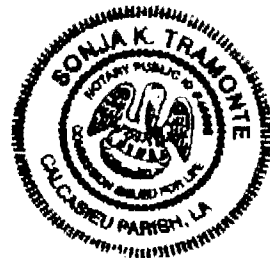
PARISH OF LAFAYETTE

Before me, the undersigned authority, on this 27th day of July, 2018, personally appeared Cary J. Farber, and after being by me first duly sworn, deposes and says that he is the Project Manager of the Bayou Bridge Pipeline Project, that he has read the foregoing First Amending and Supplemental Verified Petition and Incorporated Memorandum of Law for Temporary Restraining Order, Preliminary Injunction, and Permanent Injunction, and that the allegations contained therein are true and correct to the best of his knowledge, information, and belief.

Cary J. Farber
Cary J. Farber

SWORN TO AND SUBSCRIBED before me, Notary Public, in and for the State of Louisiana, this 27th day of July, 2018.

Sonia K. Tramonte
Notary Public # 40898



16TH JUDICIAL DISTRICT FOR THE PARISH OF ST. MARTIN
STATE OF LOUISIANA

NO. 87000

SECTION E

BAYOU BRIDGE PIPELINE, LLC

VERSUS

JACKSON FLEDER, ET AL.

FILED: _____

DEPUTY CLERK

TEMPORARY RESTRAINING ORDER AND RULE
SETTING HEARING ON REQUEST FOR PRELIMINARY INJUNCTION

Considering the First Amending and Supplemental Verified Petition and Incorporated Memorandum of Law for Temporary Restraining Order, Preliminary Injunction, and Permanent Injunction ("Verified Petition") filed by Petitioner, Bayou Bridge Pipeline, LLC ("Bayou Bridge");

Considering the fact that Bayou Bridge is scheduled to enter property subject to Bayou Bridge's right-of-way, including but not limited to the portion of Bayou Bridge's right-of-way depicted on the attached survey document, during the week of July 23, 2018 to begin clearing trees and underbrush on the right-of-way and preparing and grading the soil for construction of its pipeline; and

Considering the fact that the precise whereabouts of Defendants, Amanda Jane St. Martin, Anthony James Tennant, Mercury Bitsuie, Nicholas Jackson, Olympia Temiquiani Andrade Beltrao, and Hannah Graham ("Defendants") at any given time are exceedingly difficult to ascertain for Bayou Bridge, since Defendants are scattered throughout the wilderness in the Atchafalaya Basin, are not present at any physical address, and are occupying makeshift structures constructed in trees on Bayou Bridge's right-of-way, including but not limited to the portion of Bayou Bridge's right-of-way depicted on the attached survey document;

IT IS ORDERED that, because the Court is satisfied that Bayou Bridge is entitled to injunctive relief pursuant to Louisiana Code of Civil Procedure article 3663 and any other applicable sources of law, including but not limited to La. C.C.P. arts. 3601 *et seq.*, before notice can issue and a hearing can be held to determine whether a preliminary injunction should issue, and because issuance of this temporary restraining order is necessary to maintain the status quo pending notice and/or a hearing on the motion for preliminary injunction, a temporary restraining

order be and hereby is entered, enjoining and prohibiting Defendants, Amanda Jane St. Martin, Anthony James Tennant, Mercury Bitsuic, Nicholas Jackson, Olympia Temiquiani Andrade Beltran, Hannah Graham, from the time they receive actual knowledge of this Order, by personal service or otherwise, from:

1) entering onto and/or occupying any property that is subject to Bayou Bridge's right-of-way, including but not limited to the portion of the right-of-way depicted on the attached survey document; and

2) inhibiting, impeding, and/or interfering in any manner with Bayou Bridge's construction activities on Bayou Bridge's right-of-way, including but not limited to the portion of the right-of-way depicted on the attached survey document.

IT IS FURTHER ORDERED that Defendants vacate any property subject to Bayou Bridge's right-of-way.

IT IS FURTHER ORDERED that the Sheriff of St. Martin Parish serve Defendants with this Temporary Restraining Order and Rule Setting Hearing on Request for Preliminary Injunction.

IT IS FURTHER ORDERED that, in connection with the service of Defendants with this Temporary Restraining Order and Rule Setting Hearing on Request for Preliminary Injunction, so ordered herein, the Sheriff of St. Martin Parish obtain the identities and contact information of Defendants and any person acting in concert therewith.

IT IS FURTHER ORDERED that the issuance of this temporary restraining order is conditioned upon the furnishing of security by Bayou Bridge in accordance with Louisiana Code of Civil Procedure article 3610 in the amount of \$2,500.00, which Bayou Bridge has already posted.

IT IS FURTHER ORDERED that this temporary restraining order shall expire by its terms within ten days of the date and hour of its issuance unless extended for good cause.

IT IS FURTHER ORDERED that Defendants, Amanda Jane St. Martin, Anthony James Tennant, Mercury Bitsuic, Nicholas Jackson, Olympia Temiquiani Andrade Beltran, and Hannah Graham, appear before the Court on the ____ day of _____, 2018, at _____ o'clock __m., and show cause, if it can, why a preliminary injunction in the substance, form, and effect of this temporary restraining order should not issue during the pendency of these proceedings. The hearing shall be had on verified pleadings and affidavits submitted by the parties.

Issued at _____, Louisiana, this ____ day of _____, 2018, at _____ o'clock __m.

Judge, 16th Judicial District Court

Sheriff, please serve the following:

Amanda Jane St. Martin;
Anthony James Tennant;
Mercury Bitsuie;
Nicholas Jackson;
Olympia Temiquiani Andrade Beltran; and
Hannah Graham

All of whom are believed to be present on Bayou Bridge's right-of-way, at or around 30°05'12.8"N, 91°25'16.7"W, in Sections 22, 23, and 26, T-11-S, R-10-E of St. Martin Parish, State of Louisiana.

William P. Quigley
Loyola University New Orleans College of Law
7214 St. Charles Avenue, New Orleans, LA 70118
504.710.3074 or quigley77@gmail.com

August 24, 2018 – 1pm

Louisiana Governor John Bel Edwards
c/o Chief of Staff Mark Cooper c/o Roz Moore Roz.Moore@la.gov
PO Box 94004, Baton Rouge, LA 70804

Secretary James Leblanc c/o Mlantz@doc.la.gov
Louisiana Department of Corrections
Chief Counsel for DOC Jonathan Vining Jvining@corrections.state.la.us
By Fax 225.342.3278

Re: DOC Felony arrests of water protector protestors in St. Martin Parish

Dear Governor Edwards and Secretary LeBlanc:

My name is Bill Quigley and I work at Loyola Law in New Orleans. My cell is 504.710.3074. I ask you to please give me a call when you have a moment. I spoke with St. Martin Parish District Attorney Duhe and I have communicated with Sheriff Theriot as well about these matters.

I am writing you as the pro bono lawyer for several of the people arrested for felonies for protesting in St. Martin Parish. I am also legal advisor for many of the people and organizations protesting the Bayou Bridge pipeline across Louisiana.

Several of these people were arrested for felonies by DOC employees who were apparently working for and arresting people at the direction of Bayou Bridge pipeline employees.

I want to reach out to you because I think there is a serious legal misunderstanding going on regarding the felony arrests of the water protector protestors in St. Martin Parish. I could be wrong of course, but the evidence strongly indicates these protestors are totally legally there and in fact it is Bayou Bridge which is repeatedly breaking the law.

Bayou Bridge has no legal right to be on the land in question. The land where these felony arrests are occurring has never been expropriated by Bayou Bridge Pipeline. Nor have the co-owners accepted compensation for the property. Thus, Bayou Bridge has no legal right to be on the property at all much less doing any construction on that property.

How can I say that? I know it sounds unbelievable that a big corporation like Bayou Bridge pipeline would be trespassing on and engaging in construction without legal authority. But I share with you and your lawyers the pleadings filed in the 16th JDC where Bayou Bridge is now asking the court to force the landowners to accept compensation for the land in question. The court in 16th JDC is not even due to hear Bayou Bridge's case for authority to be on the property until late November.

The site of these protests is a 38-acre site owned by more than 100 people. Bayou Bridge only filed the expropriation action after they were sued for trespass and damage to property by one of the co-owners. That suit is also in 16th JDC. The fact that Bayou Bridge filed for expropriation AFTER they were sued for being on the land without permission is a pretty clear indication that they do not have the legal right to be there. I am attaching copies of these pleadings to the email communication so you and your lawyers can look at them for yourselves.

Again, I could be wrong, but these pleadings and the permission of the owners given to the people who are trying to legally exercise their First Amendment rights seems to indicate that law enforcement is arresting the wrong people.

Given the pleadings filed in the 16th JDC, it seems that the state should be protecting the constitutional rights of the protestors. It seems that in fact it is Bayou Bridge which is engaging in hundreds of acts of trespass and perhaps even felony damage to property. I would ask you to consider enforcing the law against the dozens of Bayou Bridge pipeline people trespassing and damaging property without permission. That seems only fair.

These protestors do not want to violate the law. They are not out there to get arrested. They do want to protest but they do not want to violate the law. They have written permission to be there from one of the co-owners.

I would like to discuss this with you and figure out a way that people can legally exercise their constitutional rights to protest without being arrested. I would appreciate it if you and I, and anyone you think appropriate, could talk about this matter.

I am sending this by fax as well. I am only attaching the 16th JDC pleadings to the email.

Thank you for your consideration.

/s Bill Quigley

Bill Quigley