UNIVERS 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

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 Aaslestadts 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
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
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
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

VERSUS

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 BRUPACHER; 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 GIROUD; ANDERSON PAUL HEBERT; ESTATE OF ANNA MAE EVANS HAYLES ANN MARIE HAYNES, ADMINISTRATOR; KATHY CARLINE JEFFRION; IRISS ANNY CARLINE HUTCHINSON; KAITLYN GOSS; RACHEL ST. GERMAIN; LILLIE BOUGEOIS HARRISON; DEENA DELAHOUSSAVE LANIERE; VIRGINIA LASSEIGNE HIGGINBOTHAM; KATHERINE A. LAMBERTSON; LAUREN A. MASSEY; KONDAL 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

16TH JUDICIAL DISTRICT COURT

DOCKET NO. 87011

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 SCHENKJAY; KENNETH JOSEPH TRIMBLE; ADAM JOSEPH STEVENS; LLOYD JOSEPH HEBERT; STEPHEN ROBICHAUX; 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 BARRILEAUX 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 BARRILEAUX; UNOPENED SUCCESSION OF ELLZIE BARRILEAUX; UNOPENED SUCCESSION OF ELTON BARRILEAUX; UNOPENED SUCCESSION OF EVE BARRILEAUX 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 SNEILLGROVE; UNOPENED SUCCESSION OF PERRY VERRET; UNOPENED SUCCESSION OF WALLACE BARRILEAUX; UNOPENED SUCCESSION OF WALTER BARRILEAUX; 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 Boudreaux, 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
VERRET; BRIAN VERRET; ALICE VERRET; HARVEY DOW; RAYMOND SCHENKREYER; 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. CARLIE; 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 BARRILLIEUX; WILBUR BARRILLIEUX; CYNTHIA LEBLANC; ELVIRE RODRIGUEZ LOUVIERE; MICHAEL LEBLANC; JOAN MARIE LEBLANC; ALEXINA RODRIGUEZ HEBERT LOUVIERE; SANDRA LEBLANC; LARRY LANDRY; IGNANCE RODRIGUEZ; SANDRA LEBBLANC 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 CARLIE, JR.; CARL J. SELLERS; JAMES BERTHOLET; LAURA MAY CARLIE; KEITH J. SELLERS; ANNIE ROSE PARNELL VERRET; NANCY JILL CARLIE GARVIN; CHERYL LYN MARIE HICKS; BARBARA SELLERS; SHERYL KAY CARLIE 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, "Absencee Defendants"). On information and belief, Absencee Defendants are absencee defendants as defined by Louisiana Code of Civil Procedure article 5251. See La. C.C.P. 5251(1) ("Absencee 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, Absencee 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 (NE4 of SE4) 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.
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 L.A. 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
<table>
<thead>
<tr>
<th>NAME</th>
<th>ADDRESS</th>
<th>NAME</th>
<th>ADDRESS</th>
<th>NAME</th>
<th>ADDRESS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Barry Scott Carline</td>
<td>59109 Maple St. Plaquemine, LA 70764</td>
<td>Larry Dickson Carlin</td>
<td>1316 Julie Dr. Sulphur, LA 70663</td>
<td>Allison B. Blank</td>
<td>63185 Rose Dr. Plaquemine, LA 70764</td>
</tr>
<tr>
<td>Alton Bertrand</td>
<td>1302 Kaby Meaux Road Kaplan, LA 70548</td>
<td>Amelia Carlin Benny</td>
<td>391 Alton Cemetery Road Dequincy, LA 70633-6502</td>
<td>Brenda Ann Meyer Barrileaux</td>
<td>4510 Park Drive South Metairie, LA 70001</td>
</tr>
<tr>
<td>Brooks Bergeron</td>
<td>613 Sawana Ct. Pensacola, FL 32506</td>
<td>Guy Bruno, Jr.</td>
<td>1400 Glen Hollow Lane Flower Mound, TX 75028</td>
<td>Charles Brubaker</td>
<td>322 Bayou Dularge Rd Houma, LA 70363</td>
</tr>
<tr>
<td>Crystal Verret Creel</td>
<td>PO Box X28 Brandon, MS 39043</td>
<td>Cynthia L. Anderson</td>
<td>1218 Stetson St. Orlando, FL 32804</td>
<td>Carl Glen Ferguson</td>
<td>38702 LA Hwy. 10 Denham Springs, LA 70706</td>
</tr>
<tr>
<td>Jamie Bergeron</td>
<td>113 Kol Dr. Broussard, LA 70518</td>
<td>Lucile Bertholet</td>
<td>39585 Hwy. 75 Plaquemine, LA 70764</td>
<td>Marcia M. Bouquet</td>
<td>33240 Adams Dr White Castle, LA 70788</td>
</tr>
<tr>
<td>Sheldon Boudwin</td>
<td>5215 Ferry Creek Lane Aecworth, GA 30102</td>
<td>Sidney P. Barrileaux</td>
<td>46 Big Valley Lane Poplarville, MS 39470</td>
<td>Victoria Ann Rodriguez Benoit</td>
<td>478 Fauzin St. Breaux Bridge, LA 70517</td>
</tr>
<tr>
<td>Violet M. Blanchard</td>
<td>516 Bayou Dr Pierre Part, LA 70339</td>
<td>Agnes Lasseigne Courville</td>
<td>607 S. 5th Street Nederland, TX 77627-2607</td>
<td>Anna Mae Smith Chaisson</td>
<td>404 Germini St. Larose, LA 70373</td>
</tr>
<tr>
<td>Elbert F. Carline</td>
<td>33477 Bayon Sorrel Rd Plaquemine, LA 70764</td>
<td>Sam Preston Champagne</td>
<td>6807 Cemetery Hwy St. Martinville, LA 70582</td>
<td>Jenell Marie Carline Clark</td>
<td>401 Lewis St. Sulphur, LA 70063</td>
</tr>
<tr>
<td>Joyce Mendoza Domingas</td>
<td>1421 S. Lewis Dr. Orange, TX 77632</td>
<td>Highland Baptist Church Will Grubbs, Registered Agent</td>
<td>3908 Bayou Blvd. New Iberia, LA 70563</td>
<td>Cynthia Sealy Freeman</td>
<td>3633 Kennedy Ave. Bakersfield, CA 93309</td>
</tr>
<tr>
<td>Fred &amp; Shirley Field, LLC, Edmond L. Guidry. Registered Agent</td>
<td>324 South Main Street St. Martinville, LA 70582</td>
<td>Wilton J Fish</td>
<td>207 Ranier Lane Georgetown, TX 78628</td>
<td>Janet Jay Carlline Davis</td>
<td>66425 Stampley Dr. Plaquemine, LA 70764</td>
</tr>
<tr>
<td>Robin Rodriguez Fanette</td>
<td>520 32nd St. Nederland, TX 77627</td>
<td>Clarence Girouard</td>
<td>4258 b Catahoula Hwy St. Martinville, LA 70582</td>
<td>Anderson Paul Hebert</td>
<td>6175 Highway 75 Plaquemine, LA 70764</td>
</tr>
<tr>
<td>Estate of Anna Mae Evans Hayes</td>
<td>Ann Marie Haynes, Administrator</td>
<td>Kathy Carlize Jefferson</td>
<td>32095 Hwy. 75 Plaquemine, LA 70764</td>
<td>Iris Ann Carlize Hutchinson</td>
<td>15026 Hubbs Rd. Pride, LA 70770</td>
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<tr>
<td></td>
<td>5469 FM #2207 Kilgore, TX 75662</td>
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<tr>
<td>Katelyn Goss</td>
<td>6741 Harrison Rd. Slibbe, TX 77656</td>
<td>Rachel St. Germain</td>
<td>14291 Whispering Oaks Gonzales, LA 70739</td>
<td>Lillie Bougeois Harrison</td>
<td>411 23rd St Nederland, TX 77627</td>
</tr>
<tr>
<td>Katherine A. Lambertson</td>
<td>310 Wilson Ave Morgantown, WV 2605</td>
<td>Deena Delahousuyse Lanerie</td>
<td>815 E. Bridge St. St. Martinville, LA 70582</td>
<td>Virginia Lasseigne Higgbotham</td>
<td>1048 Adley Loop</td>
</tr>
</tbody>
</table>

Bayou Bridge Pipeline v. Barry Carline, et al
Located Defendants
<table>
<thead>
<tr>
<th>Name</th>
<th>Address/Location</th>
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</thead>
<tbody>
<tr>
<td>Jo Ellen LeBlanc</td>
<td>743 Laguna Irving, TX 75039</td>
</tr>
<tr>
<td>Andrew S. Mendoza</td>
<td>1140 Blackberry Lane Port Arthur, TX 77642</td>
</tr>
<tr>
<td>Gerald Morales</td>
<td>32955 Bayou Sorrel Rd Plaquemine, LA 70764</td>
</tr>
<tr>
<td>Jeffrey Robichaux</td>
<td>2215 Barkers Forest Lane Houston, TX 77084</td>
</tr>
<tr>
<td>Raymond Joseph Rodriguez</td>
<td>1041 Nee Rd Breaux Bridge, LA 70517</td>
</tr>
<tr>
<td>Ann Amy Stevens Shultz</td>
<td>258 Galatas Rd Madisonville, LA 70447</td>
</tr>
<tr>
<td>Truda Stevens</td>
<td>615 Baywood St La Porte, TX 77571</td>
</tr>
<tr>
<td>La Porte</td>
<td>15220 Ashville Ave Pride, LA 70770</td>
</tr>
<tr>
<td>Boyd Verret</td>
<td>63040 Bayou Rd Plaquemine, LA 70764-5924</td>
</tr>
<tr>
<td>Anthony J. Verrette</td>
<td>701 Prairie Road N Franklin, LA 70538</td>
</tr>
<tr>
<td>Carl Theriot</td>
<td>400 Main St Box 3 Franklin, LA 70738</td>
</tr>
<tr>
<td>James W. Thibeau</td>
<td>38240 Dunleavy Rd Jordan, GA 30265</td>
</tr>
<tr>
<td>Kenneth Joseph Trinette</td>
<td>19 Heartleaf Court Woodlands, TX 77381</td>
</tr>
<tr>
<td>Leon C. Mendoza</td>
<td>4215 Mount Kaimer St. Dallas, TX 75211</td>
</tr>
<tr>
<td>Lauren A. Massey</td>
<td>1237 W. C. Braswell Rd Princeton, NC 27569</td>
</tr>
<tr>
<td>Richard A. Mendoza</td>
<td>8134 Friar Point Dr. Port Allen, TX 77642</td>
</tr>
<tr>
<td>Marcus J. Montondon</td>
<td>206 Oakridge Dr San Marcos, TX 78666</td>
</tr>
<tr>
<td>Auna Belle Musso</td>
<td>6336 Royal Ln Dallas, TX 75230</td>
</tr>
<tr>
<td>Fay Marie Broussard Rodriguez</td>
<td>4249 Wilson St Groves, TX 77519</td>
</tr>
<tr>
<td>Eugene G. Roe</td>
<td>5310 Briar Way Beaumont, TX 77706</td>
</tr>
<tr>
<td>Morgan Ann Smallman</td>
<td>813 Polk Avenue Johnson City, TX 73704</td>
</tr>
<tr>
<td>Howard Adam Verret</td>
<td>418 Albertson Parkway #110 Broussard, LA 70518</td>
</tr>
<tr>
<td>Theda Larson Wright</td>
<td>144 Arenas Valley Road Arenas Valley, NM 88022</td>
</tr>
<tr>
<td>James Theriot</td>
<td>7852 Hwy 10 Ethel, LA 70730</td>
</tr>
<tr>
<td>Leona Lasseigne Thibodeaux</td>
<td>1963 Sizing Bridge Hwy Montegut, LA 70457</td>
</tr>
<tr>
<td>Christina M. St. Germain</td>
<td>14400 S. Hwy 4170 Montegut, LA 70377</td>
</tr>
<tr>
<td>Adam Joseph Stevens</td>
<td>2709 General Vandenburg St Lake Charles, LA 70657</td>
</tr>
<tr>
<td>Tonya Leleaux Muguir</td>
<td>24377 E 1st Hwy 10 Denham Springs, LA 70726</td>
</tr>
</tbody>
</table>

Breaux Bridge, LA 70517-7611
Rondal Case McClanahan 8604 Heather Dr.
Eight Mile, AL 33613
Josephine B. Miller 812 Adcock
Monroe, LA 71201
Brenda Carlin Mora 5788 Pineyard Drive East
Lake Charles, LA 70607
Ettie Hebert Richard 31065 Hwy 75
Plaquemine, LA 70764
Randal Eric Rodriguez 1638 Anse Broussard Hwy
Breaux Bridge, LA 70517
Trustee for The Smith Living Trust of 1995
611 Crest Lawn Dr
Lafayette, LA 70503
Peter K. Aaslestad 126 William Street
Summit, VA 24471
Kyle Verret Law Office of Kyle Verret 11200 W. Broadway St #2743
Pearland, TX 77584
Daw Verret Zaske 815 Jefferson Hwy Apt 1007
Baton Rouge, LA 70809-1617
Kevin Theriot 400 Main St.
Box 3 Franklin, LA 70738
Elaine Foret Touns 29500 Portell Ave.
New Iberia, LA 70563
Lloyd Joseph Hebert 141 Buccaneer Rd
Gray, LA 70540
Michelle L. Griffin 11704 Blackwater Road
Baker, LA 70714

Bayou Bridge Pipeline v. Barry Carline et al.
Located Defendants
BAYOU BRIDGE PIPELINE, LLC

VERSUS

JACKSON FLEDER, ET AL.

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, Emanuel Goldfield, Ronald R. Seifert, Amanda Jane St. Martin, Anthony James Tennant, Mercury Bitsue, Nicholas Jackson, Olympia Temiquant 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(e). 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 Bitsue 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(e) IS ADDED AS FOLLOWS:

7(e). 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

[Signature]

JAMES C. PERCY (La. Bar No. 20413)
MICHAEL R. RHEA (La. Bar No. 24722)
8555 Cubit Plaza Blvd., 5th Floor
Baton Rouge, LA 70899
P: 225-248-2000
F: 225-248-3680
E: jpercy@joneswalker.com

MARJORIE A. MCKEITHEN (La. Bar No. 21767)
201 St. Charles Avenue, Suite 5100
New Orleans, Louisiana 70170-3160
P: 504-589-8234
F: 504-589-8234
E: mmckethen@joneswalker.com

FAN A. MACDONALD (La. Bar No. 17664)
600 Jefferson Street, Suite 1630
Lafayette, Louisiana 70501
P: (337) 593-7600
F: (337) 593-7748
E: inmacdonald@joneswalker.com

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 Bitsue;
Nicholas Jackson;
Olymipa Temiquianna 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, 1-11-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

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

Notary Public

[Stamp]

[Notary Seal]

[Sonia K. Tramonte]

[Signature]
16th Judicial District for the Parish of St. Martin  
State of Louisiana  

NO. 87000  

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 Tenant, Mercury Bitzak, Nicholas Jackson, Olympia Tempiquiant Andrade  
Beltran, 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  
pendent notice and/or a hearing on the motion for preliminary injunction, a temporary restraining  

[Page 39]
order he and hereby is entered, enjoining and prohibiting Defendants, Amanda Jane St. Martin, Anthony James Tennant, Mercury Bissiere, Nicholas Jackson, Olympia Terniquian 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 Bissiere, Nicholas Jackson, Olympia Terniquian 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 held 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 Bitsue;
Nicholas Jackson;
Olympia Temiquian Anderade 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 Mlentz@doc.la.gov  
Louisiana Department of Corrections  
Chief Counsel for DOC Jonathan Vining Jving@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