

COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

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DOCKET NO. 2021-CA-0703

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JAMES L. DONELON,<sup>1</sup> COMMISSIONER OF INSURANCE FOR THE STATE  
OF LOUISIANA, IN HIS CAPACITY AS REHABILITATOR OF LOUISIANA  
HEALTH COOPERATIVE, INC.

*Plaintiff*

VERSUS

TERRY S. SHILLING, GEORGE G. CROMER, WARNER L. THOMAS, IV,  
WILLIAM A. OLIVER, CHARLES D. CALVI, PATRICK C. POWERS, CGI  
TECHNOLOGIES AND SOLUTIONS, INC., GROUP RESOURCES  
INCORPORATED, BEAM PARTNERS, LLC, MILLIMAN, INC., BUCK  
CONSULTANTS, LLC AND TRAVELERS CASUALTY AND SURETY  
COMPANY OF AMERICA

*Defendants*

BUCK GLOBAL, LLC F/K/A BUCK CONSULTANTS, LLC

*Defendant-Appellant*

LOUISIANA DEPARTMENT OF INSURANCE

*Appellee*

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On Appeal From The Nineteenth Judicial District Court,  
Parish of East Baton Rouge,  
State of Louisiana, Docket No. 651,069, Div. "F"  
Honorable Judge Timothy Kelley Presiding

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**UNOPPOSED MOTION TO DISMISS APPEAL FILED ON BEHALF OF  
BUCK GLOBAL, LLC**

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NOW INTO COURT, through undersigned counsel, comes Appellant, Buck  
Global, LLC f/k/a Buck Consultants, LLC ("Buck"), to respectfully move this Court

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<sup>1</sup> The caption should read James J. Donelon. However, the motion reflects the case caption as it appears on appeal.

for an order dismissing Buck's appeal in this matter. In support of the instant motion, Buck represents as follows:

1.

This case involves two appeals. On March 8, 2021, Buck sought and obtained a devolutive appeal from the trial court's February 25, 2021 Judgment denying Buck's Motion to Compel Louisiana Department of Insurance's ("LDI") Compliance with Subpoena Duces Tecum (the "Judgment"). Milliman, Inc. filed a similar appeal, seeking reversal of the same Judgment denying its Motion to Compel LDI's compliance with Milliman's Subpoena.

2.

Briefs have been filed, but the appeal has not yet been set for submission or oral argument.

3.

Buck and Plaintiff, James J. Donelon, Commissioner of Insurance for the State of Louisiana, in his capacity as Rehabilitator of Louisiana Health Cooperative, Inc., have entered into a Settlement Agreement resolving the underlying matter from which this appeal arose as between Plaintiff and Buck, thereby mooting Buck's instant appeal. Buck therefore moves to withdraw and dismiss its appeal in this matter.

4.

Counsel for Appellee Louisiana Department of Insurance has been contacted and has no objection to the dismissal of Buck's appeal, with each party to bear its own respective costs.

5.

The withdrawal and dismissal of Buck's appeal has no effect on the appeal filed by its co-Appellant, Milliman, Inc., which will remain pending.

WHEREFORE, Buck respectfully prays that for the foregoing reasons, this Court grant its Unopposed Motion to Withdraw and Dismiss the above-captioned Appeal, with each party to bear its own costs.

Respectfully submitted,

By:  /s/ James A. Brown

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*Attorneys for Buck Global, LLC*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the above and foregoing Unopposed Motion to Dismiss has been served upon the Honorable Timothy Kelley, Judge, 19th JDC, 300 North Blvd., Baton Rouge, Louisiana, 70801 by U.S. Mail; and upon all counsel of record, including counsel for the Appellee LDI set forth below, via electronic transmission and/or by placing same in the United States mail, properly addressed and postage prepaid, this 7th day of October, 2021:

John Ashley Moore, Esq.  
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*Attorney for Appellee, Louisiana Department  
of Insurance*

\_\_\_\_\_  
/s/ James A. Brown

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CIVIL APPEAL

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**ORDER OF DISMISSAL AS TO BUCK GLOBAL, LLC**

Considering the foregoing Unopposed Motion to Withdraw and Dismiss  
Appeal filed by Buck Global, LLC f/k/a Buck Consultants, LLC,

IT IS HEREBY ORDERED that Buck's Unopposed Motion to Dismiss is  
GRANTED, and that the appeal of Appellant, Buck Global, LLC, in this matter is  
hereby dismissed, with each party to bear its own costs. Milliman, Inc.'s separate  
Appeal shall remain pending.

Baton Rouge, Louisiana, this \_\_\_\_ day of October, 2021.

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**JUDGE, FIRST CIRCUIT COURT OF APPEAL**