

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

KATHLEEN MOLLER,

Plaintiff,

v.

**MARTIAN SALES, INC.; JOPEN,
LLC; JOHNSON FOODS, LLC; LP
IND., LLC; CAG HOLDINGS, LLC;
RMH HOLDINGS, INC.; ABC
INSURANCE COMPANY and John
Does 1-4,**

Defendants.

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CIVIL ACTION NO. 2:24-cv-228-WBV-DPC

THE HONORABLE WENDY B. VITTER

**MAGISTRATE DONNA PHILLIPS
CURRAULT**

[PROPOSED] ORDER

Before the Court is Defendants’ LP Ind., LLC (“LP”); CAG Holdings, LLC (“CAG”); RMH Holdings, Inc. (“RMH”); Martian Sales, Inc. (“Martion Sales”); Johnson Foods, LLC (“Johnson Foods”); JOpen, LLC (“JOpen”); Nuza, LLC (“Nuza”); Calibre Manufacturing, LLC (“Calibre”); FMK Group, Inc. (“FMK”); PNW Holdings, LLC; CC US Holdings, LLC (“PNW”); Peyton Palaio; Mark Jennings; David Gabbay; and Mark Reilly (collectively “Defendants”) Motion for Summary Judgment, as to all counts of Plaintiff’s Third Amended Complaint. Having considered the briefs, the arguments of counsel, and the evidence of record, the Court **GRANTS** Defendants’ Motion for Summary Judgment as to all counts of Plaintiff’s Third Amended Complaint.

It is hereby **ORDERED** that:

1. Defendant’s Motion for Summary Judgment is **GRANTED** as to Plaintiff’s claims for design defect and failure to mark under the Louisiana Products Liability Act.
2. Plaintiff’s Third Amended Complaint is **DISMISSED** in its entirety.

IT IS SO ORDERED.

DATED: _____, 2026

Hon. Wendy B. Vitter
United States Chief District Judge