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ALABAMA COURT OF CRIMINAL APPEALS

OCTOBER TERM, 2007-2008

CR-06-2127

Darryl Pierre Wooden

v.

State of Alabama

Appeal from Jefferson Circuit Court
(CC-95-1781)

PER CURIAM.

AFFIRMED BY UNPUBLISHED MEMORANDUM.

Baschab, P.J., and McMillan, Shaw, and Wise, JJ., concur.
Welch, J., dissents, with opinion.

WELCH, Judge, dissenting.

CR-06-2127

Based on my dissents in Coats v. State [No. CR-06-1686, November 2, 2007] ___ So. 2d ___, ___ (Ala. Crim. App. 2007), Welch, J., dissenting from unpublished memorandum, and Young v. State, [No. CR-06-0162, April 4, 2008] ___ So. 2d ___, ___ (Ala. Crim. App. 2008), Welch, J., dissenting from unpublished memorandum, I must respectfully dissent.