

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

NUMBER 2013 KW 0512

VERSUS

REAGAN TAYLOR AND
DALVIN SEWELL

APRIL 4, 2013

In Re: State of Louisiana, applying for emergency
supervisory writs, 19th Judicial District Court,
Parish of East Baton Rouge, No. 3-12-0403.

BEFORE: GUIDRY, CRAIN AND THERIOT, JJ.

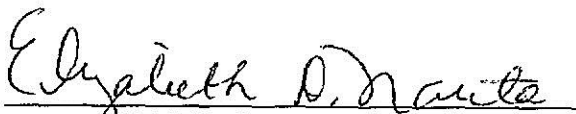
WRIT GRANTED. The trial court's ruling excluding the statement of Darius Byrd to Derricka Leduff is reversed. The statement is admissible as an exception to the hearsay rule under La. Code Evid. art. 803 (2). The statement was made by the victim to the witness within approximately one minute of the incident and while under the stress of excitement caused by the event or condition.

MRT

JMG

WJC

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DEPUTY CLERK OF COURT
FOR THE COURT