

STATE OF LOUISIANA

*

NO. 2019-KA-0901

VERSUS

*

COURT OF APPEAL

GABRIEL O HUNTER

*

FOURTH CIRCUIT

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STATE OF LOUISIANA

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SCJ

JENKINS, J., CONCURS WITH REASONS

I join the majority opinion in vacating the defendant's conviction and sentence based upon the recent decision of the United States Supreme Court in *Ramos v. Louisiana*, __ U.S. __, 140 S.Ct. 1390, __ L.Ed.2d __, 2020 WL 1906545 (2020), holding that non-unanimous jury verdicts in state felony trials are unconstitutional. But, in light of the fact that the defendant's conviction must be vacated and set aside on that first assigned error, I find that all other assignments of error, including the sufficiency of evidence, are rendered moot. Thus, I would pretermitt discussion of all other assignments of error.