

4/20/01

SUPREME COURT OF LOUISIANA

No. 00-KK-3047

STATE OF LOUISIANA

versus

KENNETH ATKINS

ON WRIT OF CERTIORARI TO THE COURT OF APPEAL
FOURTH CIRCUIT, PARISH OF ORLEANS

PER CURIAM*

Upon the State of Louisiana's application, we granted certiorari in this case. State v. Atkins, No. 00-3047 (La. 1/12/01), 2001 WL 49963. After hearing oral argument and reviewing the record in this case, we concluded that the judgment below does not require the exercise of our supervisory authority. Accordingly, we recall our order of January 12, 2001, as improvidently granted, and deny the State's application.

* Philip C. Ciaccio, Justice Pro Tempore, sitting for Associate Justice Harry T. Lemmon