NOT DESIGNATED FOR PUBLICATION

STATE OF LOUISIANA COURT OF APPEAL, THIRD CIRCUIT

KA 03-387

STATE OF LOUISIANA

VERSUS

ALLEN SCOTT WILLIAMS

APPEAL FROM THE TWENTY-EIGHTH JUDICIAL DISTRICT COURT PARISH OF LASALLE, NO. 66997 HONORABLE W. PEYTON CUNNINGHAM JR., DISTRICT JUDGE

BILLY HOWARD EZELL JUDGE

Court composed of Ulysses Gene Thibodeaux, Sylvia R. Cooks, and Billy Howard Ezell, Judges.

Thibodeaux, J., dissents and assigns written reasons.

AFFIRMED.

David E. Stone Attorney At Law P. O. Box 165 Alexandria, LA 71309 (318) 445-4601 Counsel for: Defendant/Appellant Allen Scott Williams J. Reed Walters District Attorney - 28th Judicial District Court P. O. Box 1940 Jena, LA 71342 (318) 992-8282 Counsel for: Plaintiff/Appellee State of Louisiana