

**NOT DESIGNATED FOR PUBLICATION**

**STATE OF LOUISIANA  
COURT OF APPEAL, THIRD CIRCUIT**

**KA04-822 consolidated with KA04-823**

**STATE OF LOUISIANA**

**VERSUS**

**EUGENE H. MOORE**

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**APPEAL FROM THE  
THIRTY-EIGHTH JUDICIAL DISTRICT COURT  
PARISH OF CAMERON, NO. 80754  
HONORABLE H. WARD FONTENOT, DISTRICT JUDGE**

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**BILLIE COLOMBARO WOODARD  
JUDGE**

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Court composed of Billie Colombaro Woodard, Marc T. Amy, and Billy Howard Ezell, Judges.

**CONVICTION AFFIRMED. SENTENCE IMPOSED ON MARCH  
30, 2004 VACATED AND SET ASIDE. RESENTENCING ORDERED WITH  
INSTRUCTIONS. MOTION TO WITHDRAW DENIED.**

Cecil R. Sanner  
Cameron Parish District Attorney's  
Office  
Post Office Box 280  
Cameron, Louisiana 70631  
(337) 775-5713  
Counsel for: State/Appellee  
State of Louisiana

Kenota Pulliam Johnson  
Louisiana Appellate Project  
Post Office Box 5781  
Shreveport, Louisiana 71135  
(318) 524-1024  
Counsel for: Defendant/Appellant  
Eugene H. Moore

