

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

**07-231  
consolidated with 07-229, 07-230, 07-232,  
07-233, 07-234, 07-235, 07-236, 07-237, and 07-238**

**STATE OF LOUISIANA**

**VERSUS**

**FAY PEREZ, III**

\*\*\*\*\*

**APPEAL FROM THE  
FIFTEENTH JUDICIAL DISTRICT COURT,  
PARISH OF VERMILION, NO. 41545,  
HONORABLE BYRON HEBERT, DISTRICT JUDGE**

\*\*\*\*\*

**MICHAEL G. SULLIVAN  
JUDGE**

\*\*\*\*\*

Court composed of Ulysses Gene Thibodeaux, Chief Judge, Marc T. Amy, and Michael G. Sullivan, Judges.

**REMANDED WITH INSTRUCTIONS.**

**Michael Harson  
District Attorney  
Ted L. Ayo  
Assistant District Attorney  
Post Office Box 175  
Abbeville, Louisiana 70511-0175  
(337) 898-4320  
Counsel for:  
State of Louisiana**

**Mark O. Foster  
Louisiana Appellate Project  
Post Office Box 2057  
Natchitoches, Louisiana 71457-2057  
(318) 572-5693  
Counsel for Defendant/Appellant:  
Fay V. Perez, III**

SULLIVAN, Judge.

For the reasons assigned in *State v. Perez*, 07-229 (La.App. 3 Cir. 10/\_\_/07), \_\_\_ So.2d \_\_\_, this matter is remanded to the trial court for another evidentiary hearing to determine whether the State's agreement to Defendant's plea was invalidated by vacation of the restitution to victims whose cases were dismissed. If the trial court imposes restitution as a condition of probation, it is instructed not to order restitution to a victim's insurer and to establish a determinate, specified payment plan for all fees and restitution amounts.

**REMANDED WITH INSTRUCTIONS.**