

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

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

STATE OF LOUISIANA

VERSUS

FAY PEREZ, III

**APPEAL FROM THE
FIFTEENTH JUDICIAL DISTRICT COURT,
PARISH OF VERMILION, NO. 41551,
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.

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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.