

04/03/02 "See News Release 028 for any concurrences and/or dissents."

SUPREME COURT OF LOUISIANA

NO. 2000-KA-3344

STATE OF LOUISIANA

VS.

DAVID HENRY BOWIE

WEIMER, J., concurring

I concur for the following reasons.

The current version of LSA-C.Cr.P. art. 905.2(A) opens the door for the defendant to introduce evidence of the "character and propensities" of the victim. Nevertheless, the trial court must balance the relevance of this evidence so as to avoid a trial on the victim's worth. Obviously, the more evidence introduced by the state in portraying the victim's outstanding traits, the more latitude must be afforded the defense in establishing lack of victim worth.