

SUPREME COURT OF LOUISIANA

**NO. 16-KK-0550
CONSOLIDATED WITH
NO. 16-KK-0651**

STATE OF LOUISIANA

VERSUS

JEROME MORGAN

**ON WRIT OF CERTIORARI TO THE COURT OF APPEAL,
FOURTH CIRCUIT, PARISH OF ORLEANS**

CRICHTON, J., dissents and assigns reasons:

I respectfully dissent. Based on the facts and circumstances in this case, I would grant the State's writ and deny the defendant's writ, thereby allowing the State to introduce the prior in-court and out-of-court identifications of the defendant made by the witnesses. However, as noted in my concurrence in *State of Louisiana v. Jerome Morgan* 16-0752, I believe the jury should also be permitted to examine the recantations of the identifications by these witnesses as set forth in the 2013 post-conviction trial transcripts.