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SUPREME COURT OF LOUISIANA

NO. 10-KK-1960

STATE OF LOUISIANA

VERSUS

JAMES JACKSON

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

JOHNSON, J. would deny the writ application. Defendant was charged by bill of information with two counts: felon in possession of a firearm (violation of La. R.S. 14:95.1) and illegal simultaneous possession of guns and drugs [violation of La. R.S. 14:95(E)]. The trial court severed the two counts, and the State elected to proceed to trial solely on the felon in possession of a firearm charge. The State's writ application seeks permission to introduce evidence/testimony relative to NOPD's surveillance of the defendant for drug activity and NOPD's finding and seizure of drugs, along with the firearms, as a result of the surveillance. Because the drug charge has been severed from the weapon possession charge, such evidence constitutes inadmissible "other crimes" evidence. Thus, I find no abuse of discretion on the part of the trial court in granting defendant's motion in limine.