

10/30/2015 "See News Release 053 for any Concurrences and/or Dissents."

SUPREME COURT OF LOUISIANA

NO. 2015-KK-1193

STATE OF LOUISIANA

VERSUS

BOBBY JAMES

On Writ of Certiorari to the Court of Appeal, Fourth Circuit, Parish of Orleans

Weimer, J., dissenting.

Disappointingly, the State's tactic in this judicial district of dismissal and then re-indictment¹ has continued since concern was expressed over a decade ago. See State v. Love, 00-3347 (La. 5/23/03), 847 So.2d 1198, 1213-16 (Weimer, J., concurring in part and dissenting in part).

I would grant and docket to address the continued use of this tactic.

¹ Colloquially known as "the State granting itself a continuance" through a *nolle prosequi*.