

1/30/04 See News Release 009 for any corrections or dissents.

SUPREME COURT OF LOUISIANA

NO. 03-KK-3203

STATE OF LOUISIANA

Versus

WILBERT RIDEAU

ON APPLICATION FOR WRIT OF CERTIORARI

JOHNSON, J., would grant the writ application to consider whether the principles of double jeopardy would preclude a fourth trial of this defendant. The issue has never been considered by a Louisiana court, although the United States Supreme Court and other courts have barred re-trial on double jeopardy grounds when the prosecution has engaged in willful and deliberate misconduct.