

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA

VS.

SCOTT ERIC HOUSTON

No. 2022-KH-01403

IN RE: Scott Eric Houston - Applicant Defendant; Applying For Supervisory Writ, Parish of Caddo, 1st Judicial District Court Number(s) 314,868, Court of Appeal, Second Circuit, Number(s) 54,785-KH;

March 28, 2023

Motion to enforce denied as moot. The district court has acted.

JTG

JLW

JDH

WJC

PDG

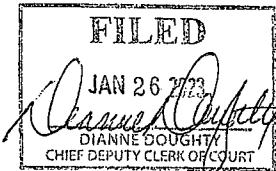
Crichton, J., recused.

McCallum, J., recused.

Supreme Court of Louisiana
March 28, 2023

Katie Marganouic
Chief Deputy Clerk of Court
For the Court

Appendix C



STATE OF LOUISIANA

CRIMINAL DOCKET NO.: 314,868-1

VERSUS

SCOTT ERIC HOUSTON

FIRST JUDICIAL DISTRICT COURT

CADDY PARISH, LOUISIANA

JUDGMENT

On May 30, 2013, the State of Louisiana filed a *Bill of Information* against the defendant, Scott E. Houston, charging that the defendant committed the offense of La.R.S. 14:64 – Armed Robbery with a Firearm, a copy of which is attached hereto. The Court makes note here that an offense committed under La.R.S. 14:64 is Armed Robbery and is defined as the taking of anything of value belonging to another from the person of another or that is in the immediate control of another, by use of force or intimidation, while armed with a dangerous weapon. An offense committed under La.R.S. 14:64.3 is Armed robbery; use of firearm, additional penalty.

On May 14, 2014, the accused, Scott Eric Houston, waived his right to a jury trial and Judge Katherine C. Dorroh held a trial. The case was argued, submitted and the Court deferred ruling until May 15, 2014. On May 15, 2014, the Court found the defendant guilty as charged and a second felony habitual offender bill of information was filed, the defendant pled not guilty and a multiple offender hearing was set and the defendant was found guilty of being a second felony habitual offender. On July 2, 2014, the defendant was sentenced to be confined at hard labor for a period of thirty (30) years with said sentence to run consecutively with Docket 313,700. The original sentence was vacated and the Court re-sentenced the defendant to be confined at hard labor for a period of sixty (60) years, to be served without the benefit of probation, parole, or suspension of sentence. The Court informed the defendant of his rights to an appeal and his rights to post-conviction relief proceedings.

Thereafter, the defendant submitted various filings to the District Court, the Second Circuit Court of Appeal and the Louisiana Supreme Court regarding sentencing. Currently before this Court is the per curiam decision from the Supreme Court of Louisiana dated November 1, 2022 ordering the District Court to correct any discrepancies between the district court minutes, a commitment order and relevant transcripts.

Appendix B

A portion of the transcript of the re-sentencing proceedings held on July 2, 2014, are attached hereto. Therein, on page five and continued on page six, the Court clearly identifies that the defendant is being sentenced under La.R.S. 14:64 and not La.R.S. 14:64.3.

A copy of the *State of Louisiana Uniform Commitment Order* is attached hereto. Therein it is stated that the defendant was committed under La.R.S. 14:64 but then tracked the language as stated on the original *Bill of Information* as "Armed Robbery with a Firearm" instead of the actual offense as listed in La.R.S. of 14:64 – Armed Robbery.

Therefore, this *Judgment* hereby directs that any discrepancy between the minutes, the *State of Louisiana Uniform Commitment Order* and the transcript of Docket Number 314,868 be corrected and/or amended to reflect that the defendant, Scott Eric Houston, is charged, convicted and sentenced under La.R.S. 14:64 – Armed Robbery.

OPINION RENDERED, READ, AND SIGNED this 26th day of January, 2023.

Donald E. Hathaway, Jr.
DONALD E. HATHAWAY, JR.
DISTRICT JUDGE

SERVICE INFORMATION:

Defendant: Scott Eric Houston
Caddo Parish Clerk of Court
Caddo Parish District Attorney's Office

