

STATE OF LOUISIANA

COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

NO. 2026 KW 0638

VERSUS

AUGUST C. PAYNE, Jr.

AUGUST 10, 2026

In Re: State of Louisiana, applying for supervisory writs, 19th
Judicial District Court, Parish of East Baton Rouge, No.
02-05-0205.

BEFORE: WOLFE, STROMBERG, AND BALFOUR, JJ.

WRIT GRANTED. Notwithstanding any provision of law to the contrary, the court shall apply the provisions of La. R.S. 15:529.1 that were in effect on the date that the defendant's instant offense was committed. See La. R.S. 15:529.1(K)(1). See also **State v. Parker**, 2003-0924 (La. 4/14/04), 871 So.2d 317, 325-26; **State v. Evans**, 2008-0417 (La. App. 1st Cir. 10/31/08), 998 So.2d 197, writ denied, 2008-2840 (La. 6/19/09), 10 So.3d 732. Therefore, the trial court erred by granting respondent's motion to correct an illegal sentence. Accordingly, the ruling of the trial court granting the motion is reversed, and this matter is remanded for the court to reinstate respondent's life sentence in compliance with this court's ruling.

EW
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KEB

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DEPUTY CLERK OF COURT
FOR THE COURT