

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA

No. 2021-KP-00420

VS.

JAMES TOOMEY

IN RE: State of Louisiana - Applicant Plaintiff; Applying For Supervisory Writ,
Parish of West Baton Rouge, 18th Judicial District Court Number(s) 190083, Court
of Appeal, First Circuit, Number(s) 2020 KW 1215;

June 01, 2021

Writ application granted. See per curiam.

WJC
SJC
JTG
JBM

Weimer, C.J., would deny.
Hughes, J., would deny.
Griffin, J., would deny.

Supreme Court of Louisiana
June 01, 2021


Chief Deputy Clerk of Court
For the Court

06/01/21

SUPREME COURT OF LOUISIANA

No. 21-KP-0420

STATE OF LOUISIANA

v.

JAMES TOONEY

**ON SUPERVISORY WRITS TO THE EIGHTEENTH
JUDICIAL DISTRICT COURT, PARISH OF WEST BATON ROUGE**

PER CURIAM:

Granted. The district court erred in vacating defendant's guilty plea and sentences. The transcript of the defendant's guilty plea hearing shows that he was properly advised of his rights, confirmed that he understood and waived those rights, indicated that he understood his sentence, and set forth that he was satisfied with his representation by defense counsel. *State ex rel. Jackson v. Henderson*, 260 La. 90, 103, 255 So.2d 85, 90 (1971). In these circumstances, defendant does not demonstrate that he did not understand the consequences of his decision to plead guilty, or that he did not do so voluntarily. La.C.Cr.P. art. 930.2. Accordingly, the decision of the district court is reversed and this case is remanded for consideration of the defendant's remaining assignments of error.