

**STATE OF LOUISIANA
COURT OF APPEAL, THIRD CIRCUIT**

04-1441

STATE OF LOUISIANA

VERSUS

MICHAEL DWAYNE COLLINS

THIBODEAUX, C.J., dissenting.

I dissent from the imposition of a thirty-year sentence at hard labor without the benefit of probation, parole, or suspension of sentence. While I recognize the abuse of discretion standard, the trial judge did not articulate which aggravating and mitigating circumstances were considered nor did he articulate the factors which he considered. Further, a sentence which is 75% of the maximum forty-year term serves no meaningful penal goal.

For the foregoing reasons, I respectfully dissent.