

SUPREME COURT OF LOUISIANA

No. 99-KH-2158

STATE OF LOUISIANA

v.

EDWARD LEE LEMONS

On Writ of Certiorari to the
Third Circuit Court of Appeal

PER CURIAM:*

Writ granted in part; otherwise denied. Given that relator's conviction does not implicate those statutes giving district judges the discretion to prohibit diminution of sentence for good behavior under R.S. 15:571.3, see La.C.Cr.P. art. 890.1(B), relator's sentence is corrected to delete that prohibition. State ex rel. Simmons v. Stalder, 93-1852 (La. 1/26/96), 666 So.2d 661. The district court is directed to make an entry in the minutes reflecting this change. In addition, the district court is directed to correct the minute entry for relator's sentence to delete the prohibition on parole eligibility, in conformance with the applicable statutes, R.S. 40:967(B)(1); R.S. 15:529.1(G), and in conformance with the sentence as reflected in the transcript of sentencing. State v. Lynch, 441 So.2d 732, 734 (La. 1983); State v. Godejohn, 425 So.2d 750, 751 n. (La. 1983). In all other respects, the application is denied.

*??, J., not on panel. See La. S.Ct. Rule IV, Part II, § 3.