

**STATE OF LOUISIANA
COURT OF APPEAL, SECOND CIRCUIT
430 Fannin Street
Shreveport, LA 71101
(318) 227-3700**

No. 55,704-KW

STATE OF LOUISIANA

VERSUS

ANTHONY T. MONROE

FILED: 11/22/23

RECEIVED: PM 11/17/23

On application of Anthony T. Monroe for SUPERVISORY WRIT in No. 234,040 on the docket of the Twenty Sixth Judicial District, Parish of BOSSIER, Judge Douglas M. Stinson.

E. Bridget Wheeler
Delia Addo-Yobo

Counsel for:
Anthony T. Monroe

John Schuyler Marvin
Cody Allen Boyd

Counsel for:
State of Louisiana

Before PITMAN, STEPHENS, and HUNTER, JJ.

WRIT GRANTED; AFFIRMED.

Anthony T. Monroe seeks supervisory review of his misdemeanor convictions for battery of a police officer, in violation of La. R.S. 14:34.2; and resisting an officer, in violation of La. R.S. 14:108. Monroe raises four assignments of error, including claims of insufficiency of the evidence and violation of his right to a jury trial.

Based upon the standard of review for the sufficiency of evidence provided by *Jackson v. Virginia*, 443 U.S. 307, 319, 99 S. Ct. 2781, 2789, 61 L. Ed. 2d 560 (1979), we conclude that the evidence presented was sufficient to support both convictions. At trial, Monroe testified that he was aware that Trooper Matthews was a Louisiana State Police Officer and that he was being stopped for speeding. Monroe repeatedly refused direct and lawful instructions to exit his vehicle and once Monroe exited his vehicle, his resistance became both verbal and physical. Monroe pushed, shoved, and grabbed the officers when they attempted to put Monroe in handcuffs. The testimony of Trooper Matthews and Sergeant Connors was corroborated by the body camera and dash camera videos.

As to Monroe's claims that his constitutional right to due process was violated because he was not provided a jury trial, Monroe did not object when the State amended the bill of information to reduce the felony charge to the misdemeanor charge of resisting an officer, or when the bench trial started just moments after the State filed the amended bill of information. Monroe never raised the issue of constitutional violation at the trial court level, and accordingly, this Court does not have jurisdiction to review these assignments. U.R.C.A. 1-3. Issues not submitted to the trial court for decision will not be considered by the appellate court on appeal. *First Federal Sav and Loans Ass'n of Rochester v. Mullone*, 612 So. 2d 1016 (La. App. 2 Cir. 1993), citing, *Williams v. Williams*, 586 So. 2d 658 (La. App. 2 Cir. 1991).

Accordingly, the writ is granted and Anthony T. Monroe's convictions and sentences are affirmed.

Shreveport, Louisiana, this 22 day of February, 2024.

MS JJO MLH

FILED: February 22, 2024

Shandra Jaylor
DEPUTY CLERK