

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

No. 57,041-KW

STATE OF LOUISIANA

VERSUS

JOHN H. GOODS
AKA JOHN HENRY GOODS

FILED: 04/10/26

RECEIVED: E-FILED 04/10/26

On application of John H. Goods a/k/a John Henry Goods for SUPERVISORY WRIT in No. 2025-M-225 on the docket of the Fifth Judicial District, Parish of FRANKLIN, Judge John Clay Hamilton.

THE HARVILLE LAW FIRM, LLC
Douglas Lee Harville

Counsel for:
John H. Goods a/k/a
John Henry Goods

Penny Wise Douciere
Amanda Michele Wilkins

Counsel for:
State of Louisiana

Before PITMAN, COX, and STEPHENS, JJ.

**WRIT GRANTED; CONVICTIONS AFFIRMED; SENTENCES
VACATED; REMANDED.**

The applicant, John H. Goods a/k/a John Henry Goods, was convicted of violation of a protective order, in violation of La. R.S. 14:79, and battery of a dating partner, in violation of La. R.S. 14:34.9. He was sentenced to six months' imprisonment and a fine of \$500 for violation of a protective order and to six months' imprisonment and a fine of \$1,000 for battery of a dating partner. The sentences were ordered to be served consecutively. The applicant now seeks supervisory review, arguing that the trial court erred in denying his motion for appeal and, alternatively, that his convictions and sentences must be vacated because his right to a jury trial was violated.

As in this case, when the State charges a defendant with two or more misdemeanors in a single bill of information, La. C. Cr. P. art. 493.1 limits the maximum aggregate penalty that may be imposed for all of the misdemeanors to six months' imprisonment or a fine of \$1,000, or both. Because of this limited

sentencing exposure, the case was not triable by a jury, and the convictions are not appealable. La. C. Cr. P. arts. 779 and 912.1.

However, an error patent review reveals that the applicant's sentences are illegal. The trial court ordered the sentences to be served consecutively, resulting in an aggregate sentence of one year imprisonment and a \$1,500 fine, which exceeds the statutory limit of La. C. Cr. P. art. 493.1. *See also* La. R.S. 14:34.9 and 14:79.

Accordingly, this writ is granted, and the applicant's convictions are affirmed. The applicant's sentences are vacated, and this matter is remanded to the trial court for resentencing in accordance with La. C. Cr. P. art. 493.1.

Shreveport, Louisiana, this 11 day of August, 2026.

  

FILED: August 11, 2026



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