

IN THE COURT OF CRIMINAL APPEALS OF TENNESSEE

AT JACKSON

FEBRUARY SESSION, 1995

FILED

September 13, 1995

Cecil Crowson, Jr.
Appellate Court Clerk

STATE OF TENNESSEE)
)
 APPELLEE)
)
 V.)
)
 MICHAEL RICHMOND)
)
 APPELLANT)

NO. 02C01-9410-CR-00217
SHELBY COUNTY
HON. JOSEPH B. MCCARTIE, JUDGE
(Sentencing)

CONCURRING OPINION

I concur with the majority opinion and also with Judge Tipton's concurring opinion. Thus, this judgment must be reversed and the cause remanded to the trial court for reconsideration of the sentence.

JERRY SCOTT, PRESIDING JUDGE