

IN THE SUPREME COURT OF THE
MISSISSIPPI BAND
OF CHOCTAW INDIANS

FILED

JUL 29 2003

CHOCTAW SUPREME COURT
BY: Melissa Finkle
COURT CLERK

Mississippi Band of Choctaw Indians,)
Complainant-Appellee,)
)
V.)
)
Hamilton S. John,)
Defendant-Appellant.)

CS 2001-12

ORDER OF
DISMISSAL

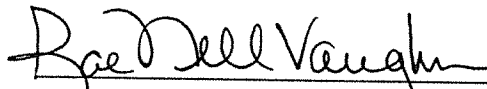
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ATTORNEY GENERAL

The Appellant challenges the sufficiency of the evidence in this case, but offers no argument as to the proper standard of review. The appropriate standard of review is an abuse of discretion standard such that, in light of the evidence as a whole, no reasonable, hypothetical juror could find beyond a reasonable doubt that the defendant was guilty. In the instant case, the Appellant fails to sustain this burden and his appeal is hereby dismissed.

IT IS SO ORDERED this 29th day of July, 2003.



Rae Nell Vaughn, Chief Justice