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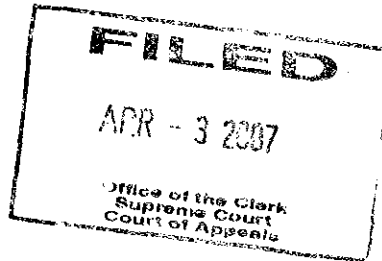
IN THE COURT OF APPEALS OF THE STATE OF MISSISSIPPI

DERRICK PAIGE

APPELLANT

VS.

NO. 2006-KA-1710



STATE OF MISSISSIPPI

APPELLEE

STATEMENT OF APPELLEE

APPELLEE DOES NOT REQUEST ORAL ARGUMENT

JIM HOOD, ATTORNEY GENERAL

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MISSISSIPPI BAR NO. [REDACTED]**

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APPELLEE

STATEMENT OF APPELLEE

Derrick Paige was convicted in the Circuit Court of Leflore County on a charge of robbery and was sentenced to a term of seven years in the custody of the Mississippi Department of Corrections with two years suspended. (C.P.84) Paige perfected an appeal. Thereafter, his counsel filed in this Court a Statement asserting that he had scoured the record; that he had formed the opinion that no arguable issues supported this appeal; that he had forwarded a copy of this statement to the appellant; and that he had informed the appellant that he had a right to file a pro se supplemental brief. Counsel also requested the Court of Appeals to allow an additional 30 days for the appellant to file such brief should he so desire. (Statement of Appellant's Counsel 4) Finally, counsel asked this Court to review the appeal in accordance with *Lindsey v. State*, 939 So.2d 743 (Miss.2005). (Statement of Appellant's Counsel 5)

On January 25, 2007, this Court granted counsel's request for additional time for the appellant to file a pro se supplemental brief. No such brief has been filed. However, the Supreme


Court Clerk's Office has reissued the briefing schedule in this case, making the Brief for Appellee due on April 4, 2007.

It is well established that the judgment of the trial court is presumed correct. E.g., *Moore v. State*, 914 So.2d 185, 189 (Miss. App. 2005). Because no issues have been presented for review, the state rests on that presumption and respectfully submits that no further argument on its part is required at this time.

Respectfully submitted,

JIM HOOD, ATTORNEY GENERAL

BY:


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CERTIFICATE OF SERVICE

I, Deirdre McCrory, Special Assistant Attorney General for the State of Mississippi, do hereby certify that I have this day mailed, postage prepaid, a true and correct copy of the above and foregoing **STATEMENT OF APPELLEE** to the following:

Honorable Margaret Carey-McCray
Circuit Court Judge
P. O. Box 1775
Greenville, MS 38072-1775

Honorable Joyce I. Chiles
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This the 4th day of April, 2007.


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