

**IN THE COURT OF APPEALS 12/29/95**

**OF THE**

**STATE OF MISSISSIPPI**

**NO. 94-KA-00964 COA**

**DAVID MOORE A/K/A "SHORTY" A/K/A "LITTLE PETE"**

**APPELLANT**

**v.**

**STATE OF MISSISSIPPI**

**APPELLEE**

**PER CURIAM AFFIRMANCE MEMORANDUM OPINION**

THIS OPINION IS NOT DESIGNATED FOR PUBLICATION AND  
MAY NOT BE CITED, PURSUANT TO M.R.A.P. 35-B

TRIAL JUDGE: HON. JOHN HATCHER

COURT FROM WHICH APPEALED: COAHOMA COUNTY CIRCUIT COURT

ATTORNEY FOR APPELLANT:

STEPHEN A. BRANDON

ATTORNEY FOR APPELLEE:

ATTORNEY GENERAL MIKE MOORE;

BY: W. GLENN WATTS

NATURE OF THE CASE: CRIMINAL

TRIAL COURT DISPOSITION: CONVICTED OF POSSESSION OF COCAINE AND  
SENTENCED TO THREE YEARS IN THE CUSTODY OF THE MDOC AND FINED \$1,000.00.

BEFORE THOMAS, P.J., BARBER, AND DIAZ, JJ.

PER CURIAM:

Moore was convicted of the possession of cocaine and appeals to this Court assigning as error that the verdict was against the weight of the evidence. Finding no error, we affirm.

We need not go into a detailed recitation of the facts. Succinctly stated, Officers Vance and Tenner began chasing Moore because he was speeding. They saw Moore throw something out of the car. Tenner got out of the car to see what was thrown out, while Vance continued the chase. Tenner found a pill bottle containing "rocks" of crack cocaine. Not only did the two officers see Moore throw something out of the car, Moore's two passengers saw him throw something as well.

Our scope of review on appeal is limited, has been stated many times before, and need not be restated here. *McClain v. State*, 625 So. 2d 774, 778 (Miss. 1993); *McFee v. State*, 511 So. 2d 130, 133-34 (Miss. 1987); *Wetz v. State*, 503 So. 2d 803, 812 (Miss. 1987). Suffice to say that there was more than sufficient evidence before the jury to convict Moore of the crime of possession of cocaine.

**THE CONVICTION OF THE COAHOMA COUNTY CIRCUIT COURT OF POSSESSION OF COCAINE AND SENTENCE TO THREE YEARS AND \$1,000.00 FINE ARE AFFIRMED. COSTS ARE TAXED TO COAHOMA COUNTY.**

**FRAISER, C.J., BRIDGES AND THOMAS, P.JJ., BARBER, COLEMAN, DIAZ, KING, McMILLIN, PAYNE, AND SOUTHWICK, JJ., CONCUR.**