

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

STATE OF MISSOURI,)	No. ED93223
)	
Respondent,)	Appeal from the Circuit Court
)	of St. Charles County
v.)	Case Number: 0811-CR01119-01
)	
MICHAEL SUTTON,)	Honorable Nancy L. Schneider
)	
Appellant.)	Filed: September 21, 2010

The defendant, Michael Sutton, appeals from the judgment entered after a jury found him guilty of forcible sodomy, felonious restraint and two counts of armed criminal action.

AFFIRMED.

Division Five Holds: The trial court did not err in admitting certain evidence because the defendant confirmed the evidence by his own testimony. The defendant's convictions for forcible sodomy and felonious restraint did not violate his protection against double jeopardy.

Opinion by: Gary M. Gaertner, Jr., P.J.
Mary K. Hoff, J. and Patricia L. Cohen, J., concur.

Attorneys for Appellant: Nancy A. McKerrow

Attorneys for Respondent: Chris Koster
Terrance M. Messonnier

**THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT.
IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND
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