FILED
NOV 26 1986
CLERK SUPREME COURT

IN THE COURT OF APPEALS OF IOWA

STATE OF IOWA,	)	
Plaintiff-Appellee,	)	Filed November 26, 1986 278
vs.	)	
DAMIEN D. COLLINS,	)	6-381 85-1834
Defendant-Appellant.	)	

Appeal from the Iowa District Court for Linn County (No. 9210-0385) - Paul J. Kilburg and Van D. Zimmer, Judges.

Defendant appeals a conviction for the crime of pimping. **AFFIRMED BY OPERATION OF LAW.**

Charles L. Harrington, Appellate Defender, and B. John Burns, Assistant Appellate Defender, for defendant-appellant.

Thomas J. Miller, Attorney General; Elizabeth E. Ciebell, Assistant Attorney General; and Jerry Vander Sanden, Assistant Linn County Attorney, for plaintiff-appellee.

Considered by Oxberger, C.J., and Snell and Schlegel, JJ., but decided en banc.

PER CURIAM

The defendant appeals his conviction for the crime of pimping. Three judges would affirm the judgment of the district court and three would reverse. Pursuant to Iowa Code section 602.5106(1), the judgment of the district court is affirmed by operation of law.

AFFIRMED BY OPERATION OF LAW.