

Appendix

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State v. Johnson

Supreme Court of Louisiana. February 19, 2025 400 So.3d 916 (Mem) 2024-01142 (La. 2/19/25) (Approx. 2 pages)

400 So.3d 916 (Mem)
Supreme Court of Louisiana.

STATE of Louisiana

v.

Kedrick JOHNSON

No. 2024-KH-01142
February 19, 2025

Applying For Supervisory Writ, Parish of Orleans Criminal, Criminal District Court Number(s) 503-317, Court of Appeal, Fourth Circuit, Number(s) 2024-K-0444.

Opinion

PER CURIAM:

***917 ***1** Denied. Applicant fails to show that the state withheld material exculpatory evidence in violation of *Brady v. Maryland*, 373 U.S. 83, 83 S.Ct. 1194, 10 L.Ed.2d 215 (1963).

Applicant has now fully litigated his application for post-conviction relief in state court. Similar to federal habeas relief, see 28 U.S.C. § 2244, Louisiana post-conviction procedure envisions the filing of a second or successive application only under the narrow circumstances provided in La.C.Cr.P. art. 930.4 and within the limitations period as set out in La.C.Cr.P. art. 930.8. Notably, the legislature in 2013 La. Acts 251 amended that article to make the procedural bars against successive filings mandatory. Applicant's claims have now been fully litigated in accord with La.C.Cr.P. art. 930.6, and this denial is final. Hereafter, unless he can show that one of the narrow exceptions authorizing the filing of a successive application applies, applicant has exhausted his right to state collateral review. The district court is ordered to record a minute entry consistent with this per curiam.

Hughes, J., would grant.

All Citations

400 So.3d 916 (Mem), 2024-01142 (La. 2/19/25)

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