

**02/21/2014 "See News Release 012 for any Concurrences and/or Dissents."
SUPREME COURT OF LOUISIANA**

No. 13-KK-2497

STATE OF LOUISIANA

VERSUS

THERON EDWARDS

**ON WRIT OF CERTIORARI TO THE COURT OF APPEAL
FIRST CIRCUIT, PARISH OF EAST BATON ROUGE**

WRIT GRANTED. Petitioner presented a post-conviction claim of ineffective assistance of counsel regarding the imposition of an illegal sentence following his guilty plea for Indecent Behavior with Juveniles, in violation of La. R.S. 14:81.¹ The claim was dismissed on procedural grounds as time barred. We grant the writ application and remand the case to the district court to be considered as a motion to correct an illegal sentence, which, if meritorious, is an exception to the time limitations for post-conviction applications. *See* La. C.Cr.P. art. 882.

¹ *See* La. R.S. 14:81H(1) which provides for a maximum sentence of seven years if the victim is over the age of 13.