

SUPREME COURT OF LOUISIANA

No. 15-KH-0466

STATE EX REL. DONALD RUNNELS

v.

STATE OF LOUISIANA

**ON SUPERVISORY WRITS TO THE THIRTY-THIRD
JUDICIAL DISTRICT COURT, PARISH OF ALLEN**

PER CURIAM:

Denied. The interests of justice do not require consideration of relator's misjoinder claim, which was rejected on direct review. La.C.Cr.P. art. 930.4(A). As to the remaining claims properly before this Court, relator fails to satisfy the post-conviction burden of proof. La.C.Cr.P. art. 930.2.

Relator 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. Relator'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, relator has exhausted his right to state collateral review. The District Court is ordered to record a minute entry consistent with this per curiam.