

04/22/2016 "See News Release 021 for any Concurrences and/or Dissents."

**SUPREME COURT OF LOUISIANA**

**No. 15-KH-1185**

**STATE EX REL. DONALD HENSLEY**

**v.**

**STATE OF LOUISIANA**

**ON SUPERVISORY WRITS TO THE TWENTY-FOURTH  
JUDICIAL DISTRICT COURT, PARISH OF JEFFERSON**

**PER CURIAM:**

Denied. The application was not timely filed in the district court, and relator fails to carry his burden to show that an exception applies. La.C.Cr.P. art. 930.8; State ex rel. Glover v. State, 93-2330 (La. 9/5/95), 660 So.2d 1189. We attach hereto and make a part hereof the District Court's written reasons denying relator's application.

Relator has now fully litigated at least two applications 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 La.C.Cr.P. art. 930.4 to make the procedural bars against successive filings mandatory. Relator's claims have now been fully litigated in state collateral proceedings in accord with La.C.Cr.P. art. 930.6, and this denial is final. Hereafter, unless relator 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.

W.F.P. SERVICE

Original

Exhibits

TWENTY FOURTH JUDICIAL DISTRICT COURT  
PARISH OF JEFFERSON  
STATE OF LOUISIANA

RECEIVED  
APR 17 2015

ORIGINAL

W.F.P.S.O.

DIVISION "J"

NO. 02-3060

RECEIVED

STATE OF LOUISIANA

RECEIVED  
15 KH  
APR 20 2015

1185

APPENDIX APR 20 2015  
Legal Programs Department

VERSUS

DONALD HENSLEY

Legal Programs Department

FILED: April 14, 2015

Sharon Ruland  
DEPUTY CLERK

15 KH 1185

ORDER

This matter comes before the court on PETITIONER'S APPLICATION FOR POST-CONVICTION RELIEF, STAMPED AS FILED APRIL 13, 2015.

The petitioner was convicted after trial by jury of armed robbery. He was sentenced on February 18, 2003, to sixty years incarceration at hard labor; he was later sentenced to life in prison as a multiple offender. His conviction and sentence were affirmed on direct appeal. *State v. Hensley*, 04-KA-617 (La. App. 5 Cir. 3/1/05); 900 So.2d 1; writs denied, 05-K-823 (La. 6/17/05); 904 So.2d 683. Many legal challenges followed.

This court has denied petitioner's post-conviction requests, on several occasions, most recently on March 11, 2015. The court finds that this application for post-conviction relief is barred from further judicial review as untimely and repetitive.

Accordingly,

SUPREME COURT  
OF LOUISIANA

10  
2015 JUN 16

IT IS ORDERED BY THE COURT that the application for post-conviction relief be denied and is hereby DENIED.

Gretna, Louisiana this 14<sup>th</sup> day of April, 2015.

[Signature]  
JUDGE

PLEASE SERVE:

PRISONER: Donald Hensley, DOC # 112218, Louisiana State Penitentiary, Angola, LA 70712

Terry Boudreux, District Attorney's Office, 200 Derbigny St., Gretna, LA 70053

INPUT BY: [Signature]

A TRUE COPY OF THE ORIGINAL  
ON FILE IN THIS OFFICE.

[Signature]  
DEPUTY CLERK  
24TH JUDICIAL DISTRICT COURT  
PARISH OF JEFFERSON

Original

Exhibit - 1