

8/04/2017 "See News Release 039 for any Concurrences and/or Dissents."

SUPREME COURT OF LOUISIANA

No. 16-KH-1104

STATE EX REL. MARTY HEBERT

v.

STATE OF LOUISIANA

**ON SUPERVISORY WRITS TO THE SIXTEENTH
JUDICIAL DISTRICT COURT, PARISH OF ST. MARY**

PER CURIAM:

Denied. *State ex rel. Fleury v. State*, 93-2898 (La. 10/13/95), 661 So.2d 488.

Relator has exhausted his right to obtain 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 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. 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.