

**SUPREME COURT OF LOUISIANA**

**No. 15-KH-0701**

**STATE EX REL. CLIFFORD BRAUD**

**v.**

**STATE OF LOUISIANA**

**ON SUPERVISORY WRITS TO THE CRIMINAL  
DISTRICT COURT, PARISH OF ORLEANS**

**PER CURIAM:**

Writ granted. In light of the Supreme Court's holding in *Montgomery v. Louisiana*, 577 U.S. \_\_\_, 136 S.Ct. 718, 193 L.Ed.2d 599 (2016) that *Miller v. Alabama*, 567 U.S. 460, 132 S.Ct. 2455, 183 L.Ed.2d 407 (2012) announced a substantive rule of constitutional law that applies retroactively, we vacate relator's sentence and remand this case to the Orleans Parish Criminal District Court for further proceedings consistent with the views expressed in *State v. Montgomery*, 13-1163 (La. 6/28/16), 194 So.3d 606, and for resentencing pursuant to La.C.Cr.P. Art. 878.1. We further note that, after defendant is resentenced, that judgment is included by statute among those which defendant may appeal. *See* La.C.Cr.P. art. 912(C)(1).