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**SUPREME COURT OF LOUISIANA**

**No. 2017-KH-1214**

**STATE EX REL JASON P. REBARDI**

**VS.**

**STATE OF LOUISIANA**

**ON SUPERVISORY WRITS TO THE 16th JUDICIAL DISTRICT COURT,  
FOR THE PARISH OF ST. MARY**

**Hughes, J., dissents and would grant the writ.**

Relator offers five affidavits, three from the victim's family, which recant or call into question trial testimony. Relator argues actual innocence. Without reaching the merits, these affidavits are "new evidence" as contemplated by La. C. Cr. P. article 930.8(A)(1), and a hearing is required.