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SUPREME COURT OF LOUISIANA

NO. 2013-KH-2893

STATE EX REL. RODNEY J. TOLLIVER

VERSUS

STATE OF LOUISIANA

**ON REMAND FROM THE UNITED STATES SUPREME COURT,
No. 14-6673**

PER CURIAM:

Writ Granted. On remand from the United States Supreme Court, *Tolliver v. Louisiana*, No. 14-6673, ___ U.S. ___, 136 S.Ct. 1354, 194 L.Ed.2d 341 (March 7, 2016) (mem.), and 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. ___, 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 15th Judicial 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.

REMANDED.