

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA

No.2019-KH-02058

VS.

JAN PORRETTO

IN RE: Jan Porretto - Applicant Defendant; Applying For Supervisory Writ,
Parish of Jefferson, 24th Judicial District Court Number(s) 80-1980, ;

December 08, 2020

Writ application denied. See per curiam.

WJC

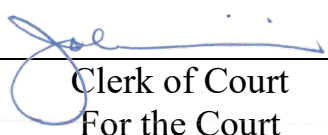
SJC

JTG

JBM

Johnson, C.J., would grant and assigns
reasons. Weimer, J., would grant and assigns
reasons. Hughes, J., would grant and assigns
reasons.

Supreme Court of Louisiana
December 08, 2020



Clerk of Court
For the Court

12/08/20

SUPREME COURT OF LOUISIANA

No. 19-KH-2058

STATE OF LOUISIANA

v.

JAN PORRETTO

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

PER CURIAM:

Denied. Applicant shows no lower court error.

Applicant has now fully litigated multiple 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 that article to make the procedural bars against successive filings mandatory. Applicant's claims have now been fully litigated in accord with La.C.Cr.P. art. 930.6, and this denial is final. Hereafter, unless he can show that one of the narrow exceptions authorizing the filing of a successive application applies, applicant has exhausted his right to state collateral review. The district court is ordered to record a minute entry consistent with this per curiam.