

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA

No.2020-KH-00252

VS.

ALONZO T. WASHINGTON

IN RE: Alonzo T. Washington - Applicant Defendant; Applying For Supervisory Writ, Parish of Bossier, 26th Judicial District Court Number(s) 200,474, Court of Appeal, Second Circuit, Number(s) 53,471-KH;

October 06, 2020

Granted in part; otherwise denied. See per curium.

JTG

BJJ

JLW

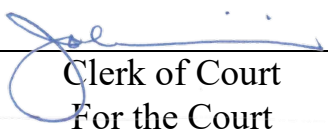
JDH

SJC

WJC

JHB

Supreme Court of Louisiana
October 06, 2020



Clerk of Court
For the Court

10/06/20

SUPREME COURT OF LOUISIANA

No. 20-KH-0252

STATE OF LOUISIANA

v.

ALONZO T. WASHINGTON

**ON SUPERVISORY WRITS TO THE TWENTY-SIXTH
JUDICIAL DISTRICT COURT, PARISH OF BOSSIER**

PER CURIAM:

Granted in part. The district court improperly denied the claim raised in petitioner's original application without ordering an evidentiary hearing. *See* La.C.Cr.P. art. 930(A) (evidentiary hearing required whenever there are questions of fact that cannot properly be resolved pursuant to Articles 928 and 929). The matter is remanded for the district court to conduct an evidentiary hearing at which petitioner shall be represented by counsel. Additionally, the district court erred in finding the claims in petitioner's supplemental application to be untimely. *See* La.C.Cr.P. art. 930.8; *see also State v. Washington*, 50,337 (La. App. 2 Cir. 1/13/16), 185 So.3d 852, *writ denied*, 16-0224 (La. 2/3/17), 215 So.3d 688; La.C.Cr.P. art. 922(D). On remand, the district court shall consider whether those claims can be addressed under La.C.Cr.P. arts. 928 and 929, or whether an evidentiary hearing is required under La.C.Cr.P. art. 930.

In all other respects, the application is denied.