

The Supreme Court of the State of Louisiana

ALBERT COX

No.2020-KH-00657

VS.

DARRYL VANNOY, WARDEN LOUISIANA
STATE PENITENTIARY

IN RE: Albert Cox - Applicant Plaintiff; Applying For Supervisory Writ, Parish of Jefferson, 24th Judicial District Court Number(s) 15-6462, Court of Appeal, Fifth Circuit, Number(s) 20-KH-92;

October 20, 2020

Writ application denied. See per curiam.

JDH

BJJ

JLW

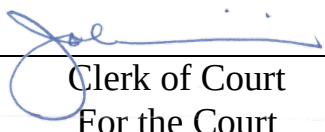
SJC

JTG

WJC

JHB

Supreme Court of Louisiana
October 20, 2020


Clerk of Court
For the Court

10/20/20

SUPREME COURT OF LOUISIANA

No. 20-KH-0657

ALBERT COX

v.

DARREL VANNOY, WARDEN

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

PER CURIAM:

Denied. Applicant fails to show that he was denied the effective assistance of counsel under the standard of *Strickland v. Washington*, 466 U.S. 668, 104 S.Ct. 2052, 80 L.Ed.2d 674 (1984).

Applicant has now fully litigated his application 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.