

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA VS.

No.2020-KP-00236

EDWARD KEITH JOHNSON

IN RE: Edward Keith Johnson - Applicant Defendant; Applying For Supervisory Writ, Parish of Caddo, 1st Judicial District Court Number(s) 331421, Court of Appeal, Second Circuit, Number(s) 53437KW;

May 14, 2020

Writ application denied. See per curiam.

BJJ

JLW

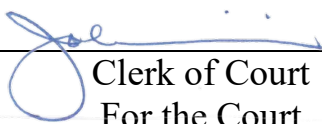
JTG

WJC

JHB

Hughes, J., would grant.

Supreme Court of Louisiana
May 14, 2020


Clerk of Court
For the Court

05/14/20

SUPREME COURT OF LOUISIANA

No. 2020-KP-00236

STATE OF LOUISIANA VS EDWARD KEITH JOHNSON
ON SUPERVISORY WRIT TO THE 1ST JUDICIAL DISTRICT COURT,
PARISH OF CADDO

PER CURIAM

Denied. Applicant fails to show that he received ineffective assistance of counsel under the standard of *Strickland v. Washington*, 466 U.S. 668, 104 S.Ct. 2052, 80 L.Ed. 2d 674 (1984). As to his remaining claim, applicant fails to satisfy his post-conviction burden of proof. La. C.Cr. P. art. 930.2.

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.