

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA

No.2020-KP-01312

VS.

ASA BENTLEY

IN RE: Asa Bentley - Applicant Defendant; Applying For Supervisory Writ, Parish
of Avoyelles, 12th Judicial District Court Number(s) 184933, Court of Appeal, Third
Circuit, Number(s) KW 19-00701;

February 09, 2021

Writ application denied. See per curiam.

JLW

JDH

SJC

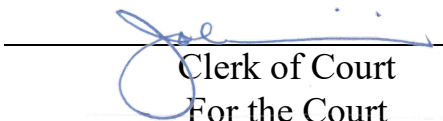
WJC

JBM

PDG

Genovese, J., recused.

Supreme Court of Louisiana
February 09, 2021



Clerk of Court
For the Court

02/09/21

SUPREME COURT OF LOUISIANA

No. 20-KP-1312

STATE OF LOUISIANA

v.

ASA BENTLEY

**ON SUPERVISORY WRITS TO THE TWELFTH
JUDICIAL DISTRICT COURT, PARISH OF AVOYELLES**

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 shows no lower court error.

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.