

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA

No. 2021-KH-01273

VS.

HELEN BURNS

IN RE: Helen Burns - Applicant Defendant; Applying For Supervisory Writ, Parish
of St. Tammany, 22nd Judicial District Court Number(s) 255,875, Court of Appeal,
First Circuit, Number(s) 2021 KW 0450;

January 12, 2022

Writ application denied. See per curiam.

WJC
JDH
SJC
JTG
JBM

Griffin, J., would grant.
Weimer, C. J., recused.

Supreme Court of Louisiana
January 12, 2022


Chief Deputy Clerk of Court
For the Court

SUPREME COURT OF LOUISIANA

No. 21-KH-1273

STATE OF LOUISIANA

v.

HELEN BURNS

**ON SUPERVISORY WRITS TO THE TWENTY-SECOND
JUDICIAL DISTRICT COURT, PARISH OF ST. TAMMANY**

PER CURIAM:

Denied. The application was not timely filed in the district court, and applicant fails to carry her burden to show that an exception applies. La.C.Cr.P. art. 930.8; *State ex rel. Glover v. State*, 93-2330 (La. 9/5/95), 660 So.2d 1189.

Applicant has now fully litigated two 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 she can show that one of the narrow exceptions authorizing the filing of a successive application applies, applicant has exhausted her right to state collateral review. The district court is ordered to record a minute entry consistent with this per curiam.