

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA

No. 2022-KH-00369

VS.

LEO PAUL THIBODEAUX, JR.

IN RE: Leo Thibodeaux - Applicant Defendant; Applying For Supervisory Writ,
Parish of Calcasieu, 14th Judicial District Court Number(s) 23723-VC-2013, Court
of Appeal, Third Circuit, Number(s) KH 21-00131;

February 24, 2023

Writ application denied. See per curiam.

PDG
JLW
JDH
SJC
JTG
WJC
JBM

Supreme Court of Louisiana
February 24, 2023

Katio Marjanovic
Chief Deputy Clerk of Court
For the Court

February 24, 2023

SUPREME COURT OF LOUISIANA

No. 22-KH-0369

STATE OF LOUISIANA

v.

LEO PAUL THIBODEAUX, JR.

**ON SUPERVISORY WRITS TO THE FOURTEENTH
JUDICIAL DISTRICT COURT, PARISH OF CALCASIEU**

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).

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.