

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA

No. 2022-KH-01223

VS.

KAYLAN MORRIS

IN RE: Kaylan Morris - Applicant Defendant; Applying For Writ Of Certiorari,
Parish of St. John the Baptist, 40th Judicial District Court Number(s) 2016-CR-504;
2017-CR-144, Court of Appeal, Fifth Circuit, Number(s) 22-KH-291;

February 07, 2023

Writ application denied. See per curiam.

SJC

JLW

JDH

JTG

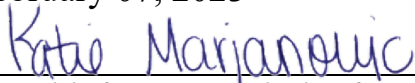
WJC

JBM

PDG

Supreme Court of Louisiana

February 07, 2023



Chief Deputy Clerk of Court
For the Court

SUPREME COURT OF LOUISIANA

No. 22-KH-1223

STATE OF LOUISIANA

v.

KAYLAN MORRIS

**ON SUPERVISORY WRITS TO THE FORTIETH
JUDICIAL DISTRICT COURT, PARISH OF ST. JOHN THE BAPTIST**

PER CURIAM:

Denied. By pleading guilty unconditionally, applicant waived all non-jurisdictional defects in the proceedings leading to his conviction. *State v. Crosby*, 338 So.2d 584, 586 (La. 1976). In addition, applicant fails to show that he was denied the effective assistance of counsel during plea negotiations 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.