

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA

No. 2022-KH-01461

VS.

CHARLES GRAY

IN RE: Charles Gray - Applicant Defendant; Applying For Supervisory Writ, Parish of Ouachita, 4th Judicial District Court Number(s) 87F45518, Court of Appeal, Second Circuit, Number(s) 54,880-KH;

February 14, 2023

Writ application denied. See per curiam.

JB
ML
JLW
JDH
SJC
JTG
WJC
PDG

Supreme Court of Louisiana
February 14, 2023

Katie Marjanovic
Chief Deputy Clerk of Court
For the Court

SUPREME COURT OF LOUISIANA

No. 22-KH-1461

STATE OF LOUISIANA

v.

CHARLES GRAY

**ON SUPERVISORY WRITS TO THE FOURTH
JUDICIAL DISTRICT COURT, PARISH OF OUACHITA**

PER CURIAM:

Denied. Applicant shows no entitlement to DNA testing. *See* La.C.Cr.P. art. 926.1.

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 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.