

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA

No. 2022-KP-00960

VS.

SANTIAGO ALONSO GONZALEZ,

SR.

IN RE: Santiago Alonso Gonzalez, Sr. - Applicant Defendant; Applying For Supervisory Writ, Parish of Sabine, 11th Judicial District Court Number(s) 74690, Court of Appeal, Third Circuit, Number(s) KW 22-00289;

October 04, 2022

Writ application denied. See per curiam.

WJC
JLW
SJC
JTG
JBM
PDG

Supreme Court of Louisiana
October 04, 2022

Katie Marjanovic
Chief Deputy Clerk of Court
For the Court

SUPREME COURT OF LOUISIANA

No. 2022-KP-00960

STATE OF LOUISIANA

VS.

SANTIAGO ALONSO GONZALEZ, SR.

On Supervisory Writ to the 11th Judicial District Court, Parish of Sabine

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 likewise fails to show that the state withheld material exculpatory evidence in violation of *Brady v. Maryland*, 373 U.S. 83, 83 S.Ct. 1194, 10 L.Ed.2d 215 (1963). As to his remaining claims, applicant fails to satisfy his post-conviction burden of proof. La.C.Cr.P. art. 930.2.

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.