

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA

No. 2024-KH-00163

VS.

ANDREW HARVEY, JR.

IN RE: Andrew Harvey, Jr. - Applicant Defendant; Applying For Supervisory Writ,
Parish of Tangipahoa, 21st Judicial District Court Number(s) 801966, Court of
Appeal, First Circuit, Number(s) 2023 KW 1027;

April 30, 2024

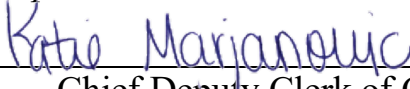
Writ application denied - See per curiam.

JLW
JDH
SJC
WJC
JBM

Genovese, J., would grant in part for the reasons assigned in State v. Reddick,
2021-01893 (La. 10/21/22) 351 So.3d. 273.

Griffin, J., would grant. See State v. Reddick, 2021-01893 (La. 10/21/22) 351
So.3d. 273. (Griffin, J. dissenting).

Supreme Court of Louisiana
April 30, 2024



Chief Deputy Clerk of Court
For the Court

SUPREME COURT OF LOUISIANA

No. 24-KH-0163

STATE OF LOUISIANA

v.

ANDREW HARVEY, JR.

**ON SUPERVISORY WRITS TO THE TWENTY-FIRST
JUDICIAL DISTRICT COURT, PARISH OF TANGIPAHOA**

PER CURIAM:

Denied. *See State v. Reddick*, 2021-1893 (La. 10/21/22), 351 So.3d 273.

Applicant has now fully litigated several 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 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.