

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA

No. 2024-KH-00730

VS.

TONY JOHNSON

IN RE: Tony Johnson - Applicant Defendant; Applying For Supervisory Writ, Parish of Tangipahoa, 21st Judicial District Court Number(s) 1701099, Court of Appeal, First Circuit, Number(s) 2024 KW 0236;

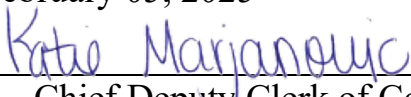
February 05, 2025

Writ application denied. See per curiam.

JBM
JLW
JDH
JTK
WJC
PDG

Guidry, J., recused.

Supreme Court of Louisiana
February 05, 2025



Chief Deputy Clerk of Court
For the Court

SUPREME COURT OF LOUISIANA

No. 24-KH-0730

STATE OF LOUISIANA

v.

TONY JOHNSON

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

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). As to his remaining claims, he fails to meet his post-conviction burden of proof, and the claims are repetitive. La.C.Cr.P. art. 930.2; La.C.Cr.P. art. 930.4.

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.