

The Supreme Court of the State of Louisiana

STATE OF LOUISIANA

No. 2024-KH-00914

VS.

GERARD LADMIRAUT

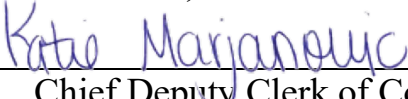
IN RE: Gerard Ladmirault - Applicant Defendant; Applying For Supervisory Writ,
Parish of Orleans Criminal, Criminal District Court Number(s) 519-334, Court of
Appeal, Fourth Circuit, Number(s) 2023-K-0069;

November 14, 2024

Writ application denied. See per curiam.

JBM
JLW
SJC
WJC
PDG

Hughes, J., would grant.
Knoll, J., would grant.

Supreme Court of Louisiana
November 14, 2024


Chief Deputy Clerk of Court
For the Court

SUPREME COURT OF LOUISIANA

No. 24-KH-0914

STATE OF LOUISIANA

v.

GERALD LADMIRAULT

**ON SUPERVISORY WRITS TO THE CRIMINAL
JUDICIAL DISTRICT COURT, PARISH OF ORLEANS**

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 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.