

**STATE OF LOUISIANA**  
**COURT OF APPEAL, FIRST CIRCUIT**

STATE OF LOUISIANA

NO. 2021 KW 1543

VERSUS

KENNETH MCGEORGE

**OCTOBER 26, 2022**

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In Re: Kenneth McGeorge, applying for supervisory writs, 22nd  
Judicial District Court, Parish of St. Tammany, No.  
349,912.

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**BEFORE: GUIDRY, HOLDRIDGE, AND CHUTZ, JJ.**

**STAY LIFTED. WRIT DENIED.** The jury unanimity rule set forth in **Ramos v. Louisiana**, \_\_ U.S.\_\_, 140 S.Ct. 1390, 206 L.Ed.2d 583 (2020) does not apply retroactively in Louisiana. **State v. Reddick**, 2021-01893 (La. 10/21/22), \_\_ So.3d \_\_.

GH  
WRC

**Guidry, J.**, concurs. As a judge of an intermediate appellate court of this state, I am constrained to concur in the denial of retroactive application of **Ramos v. Louisiana**, \_\_ U.S. 140 S.Ct. 1390, 206 L.Ed.2d 583 (2020), in accordance with the recent majority decision of the Louisiana Supreme Court in **State v. Reddick**, 2021-01893 (La. 10/21/22), \_\_ So.3d \_\_. However, I write separately to express my disagreement with upholding unconstitutional non-unanimous convictions on collateral review and to express my disappointment in this state's failure to correct the lingering legacy of discrimination and injustice embodied in such convictions for the more detailed reasons expressed by Justice Griffin in her dissenting opinion to the **Reddick** decision.

COURT OF APPEAL, FIRST CIRCUIT

*a.s.w.*

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DEPUTY CLERK OF COURT  
FOR THE COURT