

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

STATE OF LOUISIANA

NO. 2014 KW 1713

VERSUS

TOMMY DALE ROWELL, SR.

FEB 02 2015

---

In Re: Tommy Dale Rowell, Sr., applying for supervisory writs, 22nd Judicial District Court, Parish of St. Tammany, No. 391588.

---

**BEFORE: WHIPPLE, C.J., McCLENDON AND HIGGINBOTHAM, JJ.**

**WRIT DENIED.** The holdings in **Trevino v. Thaler**, \_\_\_ U.S. \_\_\_, 133 S.Ct. 1911, 185 L.Ed.2d 1044 (2013), and **Martinez v. Ryan**, 566 U.S. \_\_\_, 132 S.Ct. 1309, 182 L.Ed.2d 272 (2012), do not apply to relator's postconviction claim of ineffective assistance of counsel made in state district court. Accordingly, the trial court did not err in dismissing relator's "motion to re-open the case." See La. Code Crim. P. art. 930.8. See also **State v. Deloch**, 2013-1975 (La. 5/16/14), 140 So.3d 1167.

TMH  
VGW  
PMc

COURT OF APPEAL, FIRST CIRCUIT

  
\_\_\_\_\_  
DEPUTY CLERK OF COURT  
FOR THE COURT