

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

NO. 2015 KW 0125

VERSUS

APR 10 2015

MICHAEL BOYD

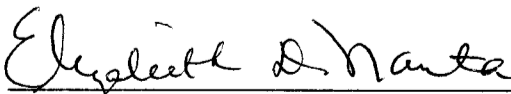
In Re: Michael Boyd, applying for supervisory writs, 32nd
Judicial District Court, Parish of Terrebonne, No.
463777.

BEFORE: McDONALD, CRAIN AND HOLDRIDGE, JJ.

WRIT DENIED ON THE SHOWING MADE IN PART AND WRIT DENIED IN PART. The petitioner in an application for postconviction relief shall have the burden of proving that relief should be granted. La. Code Crim. P. art. 930.2. Relator did not include the necessary documents to support his third and fourth claims that defense counsel was ineffective for failing to file a pretrial motion for severance of the offenses, and for failing to object to the exclusion by the prosecutor of Blacks from the jury. Therefore, this Court cannot adequately review relator's third and fourth claims. See **City of Baton Rouge v. Plain**, 433 So.2d 710 (La.), cert. denied, 464 U.S. 896, 104 S.Ct. 246, 78 L.Ed.2d 235 (1983). Supplementation of this writ application and/or an application for rehearing will not be considered. See Uniform Rules of Louisiana Courts of Appeal, Rules 2-18.7 & 4-9. In the event relator elects to file a new writ application regarding the third and fourth claims raised in the application for postconviction relief, the application shall be filed on or before June 2, 2015. Any future filing on this issue should include the entire contents of this application, the missing items noted above, and a copy of this ruling. In all other aspects, the writ is denied.

JMM
WJC
GH

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