

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

NO. 2015 KW 0708

VERSUS

WARREN DAVIS ANTHONY

JUL 27 2015

In Re: Warren Davis Anthony, applying for supervisory writs,
22nd Judicial District Court, Parish of St. Tammany,
No. 482845.

BEFORE: THERIOT, HOLDRIDGE AND CHUTZ, JJ.

WRIT DENIED. The habitual offender adjudication and sentence were the result of a plea agreement. Therefore, relator is precluded from seeking review of the habitual offender sentence. See La. Code Crim. P. art. 881.2(A)(2). Furthermore, relator's claims may not be raised in a motion to correct an illegal sentence because his habitual offender sentence falls within the range of the applicable sentencing statutes. See La. R.S. 40:983 & La. R.S. 15:529.1. Relator's claims concerning the habitual offender proceedings also may not be raised in an application for postconviction relief, and the time delay to seek such relief has expired. See **State v. Cotton**, 2009-2397 (La. 10/15/10), 45 So.3d 1030 (per curiam). See also La. Code Crim. P. art. 930.8(A).

MRT
GH
WRC

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DEPUTY CLERK OF COURT
FOR THE COURT