

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

NO. 2016 KW 0983

VERSUS

OCT 07 2016

KATINA CARTER

In Re: Katina Carter, applying for supervisory writs, 19th
Judicial District Court, Parish of East Baton Rouge,
No. 08-12-0642.

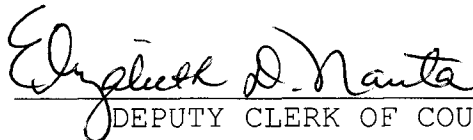
BEFORE: HIGGINBOTHAM, THERIOT AND CHUTZ, JJ.

WRIT DENIED. See La. Code Crim. P. art. 930.8(A).

MRT
WRC

Higginbotham, J., dissents. I would grant the writ application, vacate the district court's ruling denying relator's application for postconviction relief, and remand the case to the district court for the sole purpose of holding a hearing at which it will determine whether relator is entitled to an out-of-time appeal under the rule of **State v. Counterman**, 475 So.2d 336, 340 (La. 1985).

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DEPUTY CLERK OF COURT
FOR THE COURT