

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

NO. 2017 KW 1111

VERSUS

ERIC BOLTON

OCT 16 2017

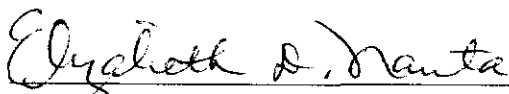
In Re: Eric Bolton, applying for supervisory writs, 22nd
Judicial District Court, Parish of St. Tammany, No.
484,145.

BEFORE: WHIPPLE, C.J., McDONALD AND CHUTZ, JJ.

WRIT DENIED. Relator's application for postconviction relief is successive and time barred, and he failed to show an exception to the time limitations. See La. Code Crim. P. arts. 930.4(D), (E) & 930.8(A). See also **State ex rel. Bolton v. State**, 2015-0555 (La. 1/15/16), 182 So.3d 958 (*per curiam*). If an application for postconviction relief is untimely, it should not be considered on the merits. See **State v. LeBlanc**, 2006-0169 (La. 9/15/06), 937 So.2d 844 (*per curiam*). Furthermore, the holding in **Coleman v. Goodwin**, 833 F.3d 537 (5th Cir. 2016), which is similar to the holding in **Martinez v. Ryan**, 566 U.S. 1, 132 S.Ct. 1309, 182 L.Ed.2d 272 (2012), does not apply to relator's postconviction claims made in state district court. See **State v. Deloch**, 2013-1975 (La. 5/16/14), 140 So.3d 1167.

WRC
VGW
JMM

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