

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

STATE OF LOUISIANA

NO. 2017 KW 1488

VERSUS

JAN 25 2018

VIRGIL SMITH

In Re: Virgil Smith, applying for supervisory writs, 22nd
Judicial District Court, Parish of St. Tammany, No.
334,349.

BEFORE: HIGGINBOTHAM, HOLDRIDGE AND PENZATO, JJ.

WRIT DENIED. Relator's writ application is an untimely and successive application for postconviction relief. See La. Code Crim. P. arts. 930.4 & 930.8. Having fully litigated his claims in accord with La. Code Crim. P. art. 930.6, hereafter, unless he can show that one of the narrow exceptions authorizing the filing of a successive application provided in La. Code Crim. P. art. 930.4 applies, relator has exhausted his right to postconviction relief. See State ex rel. Hines v. State, 2015-1652 (La. 10/10/16), 201 So.3d 898 (per curiam); see also State ex rel. Bonvillain v. State, 2015-2331 (La. 3/14/16), 186 So.3d 644 (per curiam).

TMH
GH
AHP

COURT OF APPEAL, FIRST CIRCUIT



DEPUTY CLERK OF COURT
FOR THE COURT