

No. 17-6231

IN THE
Supreme Court of the United States

-----◆-----
David Dove,
Petitioner,

v.

State of Louisiana,
Respondent.

-----◆-----
On Petition For Writ Of Certiorari
To The Louisiana Court Of Appeal

-----◆-----
**BRIEF OF JUVENILE LAW CENTER AND THE
LOUISIANA CENTER FOR CHILDREN'S
RIGHTS AS AMICI CURIAE IN SUPPORT OF
PETITIONER**

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INTEREST OF AMICI¹

Juvenile Law Center, founded in 1975, is the oldest public interest law firm for children in the United States. Juvenile Law Center advocates on behalf of youth in the child welfare and criminal and juvenile justice systems to promote fairness, prevent harm, and ensure access to appropriate services. Among other things, Juvenile Law Center works to ensure that children's rights to due process are protected at all stages of juvenile court proceedings, from arrest through disposition, from post-disposition through appeal, and that the juvenile and adult criminal justice systems consider the unique developmental differences between youth and adults in enforcing these rights.

The **Louisiana Center for Children's Rights** ("LCCR") is the only statewide, non-profit advocacy organization focused on reform of the juvenile justice system in Louisiana. LCCR is the public defender for children arrested and prosecuted in New Orleans. Statewide, LCCR works to promote and protect the rights of all children in Louisiana's juvenile and adult justice systems with a particular focus on educating system actors on the developmental differences between children and adults. In an effort to ensure Louisiana's adherence to the mandates and

¹ Pursuant to Rule 37.2 counsel of record received timely notice of the intent to file this brief and the consent of counsel for all parties is on file with this Court. Pursuant to Rule 37.6, no counsel for a party authored this brief in whole or in part. No person or entity, other than *Amici*, their members, or their counsel made a monetary contribution for the preparation or submission of this brief.

principles set out in this Court's precedents relating to children, LCCR provides training and support to Louisiana litigators and tracks the proceedings and outcomes in all cases in which a child may be subject to a life without parole sentence.

SUMMARY OF ARGUMENT

Louisiana has resisted this Court's mandates in *Miller v. Alabama* and *Montgomery v. Louisiana* and the subsequent nationwide trend against juvenile life without parole sentences. Although the Louisiana legislature enacted some legislative reform in the wake of these rulings, in practice, the state has failed to comply with this Court's repeated exhortations that a life without parole sentence be reserved only for the "rare" and "uncommon" child offender who is "permanently incorrigible." *Montgomery v. Louisiana*, 136 S. Ct. 718, 734 (2016). Louisiana continues to sentence children to life without parole at a rate that exceeds that permissible by law and in ways that disproportionately impact children of color. Louisiana's failure to meaningfully implement this Court's rulings demonstrates the need to bar juvenile life without parole sentences.

The instant case is emblematic of Louisiana's refusal to heed this Court's directives. David Dove received the most common sentence for juvenile offenders convicted of murder in Louisiana: life without the possibility of parole. Far from comporting with the "exacting limits the Eighth Amendment imposes" on sentencing children to this harshest punishment, *Adams v. Alabama*, 136 S. Ct. 1796, 1799 (2016) (Sotomayor, J. concurring) (mem.), child offenders convicted of murder today in Louisiana are

more likely than not to receive a life without parole sentence. Appendix A: *Miller* Defendants in Louisiana. Moreover, Dove, like 88% of Louisiana's juvenile defendants sentenced to life without parole after *Miller*, received the harshest penalty for the least aggravated murder under Louisiana law. Finally, Louisiana's persistent practice of sentencing children to life without parole sentences disproportionately punishes African-American youth. Dove is among the 92% of child-recipients of this harshest penalty in Louisiana post-*Miller* who are African-American.

ARGUMENT

I. LOUISIANA'S ROUTINE IMPOSITION OF LIFE WITHOUT PAROLE SENTENCES ON JUVENILE OFFENDERS FOLLOWING *MILLER V. ALABAMA* DEMONSTRATES THE NEED FOR A CATEGORICAL BAR ON THIS SENTENCE

A. *Miller v. Alabama* And *Montgomery v. Louisiana* Establish A Presumption Against Juvenile Life Without Parole Sentences

This Court has consistently recognized that children are fundamentally different from adults and categorically less deserving of the harshest punishments. *Miller v. Alabama*, 567 U.S. 460 (2012); *Graham v. Florida*, 560 U.S. 48 (2010); *Roper v. Simmons*, 543 U.S. 551 (2005). *See also Montgomery v. Alabama*, 136 S. Ct. 718 (2016). In *Graham*, this Court found that juveniles could not be

sentenced to mandatory life sentences without the possibility of parole for nonhomicide offenses. 560 U.S. at 81 (citing *Roper v. Simmons*, 543 U.S. at 572). The Court expanded on this in *Miller v. Alabama*, banning mandatory life without parole sentences for juvenile homicide offenders. 567 U.S. at 480. *Miller* found that, “given all we have said in *Roper*, *Graham*, and this decision about children’s diminished culpability and heightened capacity for change, we think appropriate occasions for sentencing juveniles to this harshest possible penalty [life without parole] will be *uncommon*.” *Id.* at 479 (emphasis added).

This Court’s most recent jurisprudence builds on its reasoning in *Miller*, *Graham*, and *Roper*, making clear that this harshest punishment for children should be exceptionally rare. In *Montgomery v. Louisiana*, this Court held that the rule in *Miller* was a substantive, categorical ban on life without parole for nearly all child offenders:

Because *Miller* determined that sentencing a child to life without parole is excessive for all but “the rare juvenile offender whose crime reflects irreparable corruption,” it rendered life without parole an unconstitutional penalty for “a class of defendants because of their status”—that is, juvenile offenders whose crimes reflect the transient immaturity of youth.

Montgomery, 136 S. Ct. at 734 (first quoting *Miller*, 567 U.S. at 479, then quoting *Penry v. Lynaugh*, 492

U.S. 302, 330 (1989), *abrogated on other grounds by Atkins v. Virginia*, 536 U.S. 304 (2002)).

Recent remands from this Court have underscored this view, clarifying that even the “gruesomeness of a crime is not sufficient” to conclude a defendant is the rare child offender who can constitutionally receive the harshest punishment. *Adams v. Alabama*, 136 S. Ct. 1796, 1800 (2016) (Sotomayor, J., concurring) (mem.). Youth alone shall be the “dispositive consideration” for the vast majority of youth—requiring a finding that the conduct was a reflection of “transient immaturity” or “irreparable corruption” prior to the imposition of a life without parole sentence. *Id.*; see also *Tatum v. Arizona*, 137 S. Ct. 11 (2016) (Sotomayor, J., concurring) (mem.).

This Court’s jurisprudence makes clear that the overwhelming majority of children, including those convicted of the worst crimes, cannot constitutionally receive a life sentence without the possibility of parole. This legal rule has been flouted in Louisiana: since *Miller*, the majority of children convicted of murder have received life without parole sentences. Appendix A.

B. The Most Common Sentence For A Juvenile Offender Convicted Of Murder In Louisiana Is Life Without Parole

Despite repeated instructions from this Court regarding the narrow circumstances that might justify sentencing children to life in prison without parole, children convicted of murder today in Louisiana are more likely than not to receive that sentence. Following *Miller*, the Louisiana legislature

enacted Louisiana Code of Criminal Procedure article 878.1, guaranteeing a sentencing hearing for juvenile offenders convicted of first or second degree murder. The article instructed, “Sentences imposed without parole eligibility should normally be reserved for the worst offenders and the worst cases.” LA. CODE CRIM. PROC. ANN. art. 878.1(B) (2013), *amended by* Act of Aug. 1, 2017, No. 277 § 2. But, failing to make this reform retroactive, Louisiana remained home to one of the highest numbers of children serving the sentence in the country.² *See State v. Tate*, 130 So.3d 829, 842 (La. 2013) (holding *Miller v. Alabama* does not apply retroactively), *abrogated by Montgomery v. Louisiana*, 136 S. Ct. 718 (2016). Children convicted of murder in Louisiana after *Miller* were subject to a sentencing hearing under article 878.1. Those hearings have not resulted in only the “rare juvenile offender whose crime reflects irreparable corruption” receiving the sentence. *Miller*, 567 U.S. at 479-80. Since *Miller*, 62% of children convicted of murder have received a life without parole sentence.³ Appendix A.

² JOSHUA ROVNER, THE SENTENCING PROJECT, SLOW TO ACT: STATE RESPONSES TO 2012 SUPREME COURT MANDATE ON LIFE WITHOUT PAROLE 3 (2014). (finding that just five states accounted for two-thirds of juvenile life without parole sentences: Louisiana, Pennsylvania, Michigan, Florida and California).

³ LWOP sentences have been disproportionately imposed regardless of the age of the individual convicted of murder. Children who were 15, 16 or 17 years old at the time of the offense were all more likely than not to receive a LWOP sentence following a murder conviction. Appendix A.

Significantly, 88% of children⁴ sentenced to life without parole since *Miller* were convicted of second degree murder, which is not the “worst” crime in the penal code. *Id.*

Following this Court’s decision in *Montgomery*, the Louisiana legislature amended article 878.1 to prohibit the future imposition of any life without parole sentence for children convicted of second degree murder. However, the legislature retained the discretionary imposition of a life without parole sentence for children convicted of first and second degree murder who were indicted prior to August 1, 2017. S.B. 16, 2017 Reg. Sess. (La. 2017); Act 277, 2017 La. Acts ____. The amended article required district attorneys to provide notice of their intent to seek life without parole sentences against children indicted prior to August 1st by October 31, 2017, which indicates their intention to heed this Court’s rulings.

When *Montgomery* was decided, 258⁵ men and women were serving life without parole sentences for

⁴ Among these children is Jeremy Burse, a 15 year-old sentenced to JLWOP for killing his 16 year old friend during their attempt to rob a security guard. Jeremy’s single bullet fired during the attempted robbery ricocheted, killing his friend. Ken Daley, *Life Without Parole for New Orleans Man Convicted of Killing at 15*, THE TIMES-PICAYUNE (New Orleans), Mar. 10, 2016, http://www.nola.com/crime/index.ssf/2016/03/life_without_parole_for_new_or.html (last accessed October 31, 2017).

⁵ This number does not include the men who were originally sentenced to life with parole eligibility after 20 or 40 years. When *Montgomery* came down, their sentences operated by law in Louisiana as life without parole sentences. See *Bosworth v. Whitley*, 627 So. 2d 629 (La. 1993) (finding Louisiana two-step parole process constitutional, a system in which a defendant

crimes they committed when they were children. Today, at least 81 defendants—or 31% of the eligible population—now face a new life without parole sentence or have already received the sentence. Appendix B: *Montgomery*-Eligible Defendants in Louisiana.⁶ 65% of those 81 defendants were convicted of second degree murder. *Id.*

The State of Louisiana has made clear its resistance to this Court’s directives in *Roper*, *Graham*, *Miller* and *Montgomery* and has refused to shift course. The state has already imposed life without parole sentences on 62% of children convicted of murder since *Miller* and today intends to seek the sentence on another 31% of eligible

must both have a sentence making him parole eligible and be eligible for parole consideration under the relevant parole statutes); *see also Funchess v. Prince*, No. 142105, 2016 WL 756530 (E.D. La. Feb. 25, 2016) (finding that a Montgomery-eligible defendant sentenced to life with parole after 40 years was entitled to relief because Louisiana’s two-step parole process prohibits a ‘meaningful opportunity for release’ for such a sentence). The 2017 legislative session amended that law making those individuals parole eligible. S.B. 139, 2017 Reg. Sess. (La. 2017); Act. 280, 2017 La. Acts ____. Because these individuals never received an actual life without parole sentence under the law, they are not eligible for a life without parole sentence in resentencing and thus no notice could be filed against them.

⁶ Following this Court’s decision in *Montgomery*, some resentencing hearings took place. When the new law went into effect on August 1, 2017, there were 181 individuals that had yet to receive relief and were entitled to resentencing. At least 42% of the remaining individuals have received notice that the state intends to seek a life without parole sentence in their case. Appendix B.

defendants.⁷ In some judicial districts, district attorneys have given notice of their intent to seek life without parole sentences on all or nearly all of the *Montgomery*-eligible defendants. In West Baton Rouge, for example, the district attorney is seeking the sentence against all four eligible defendants; in Calcasieu Parish, the district attorney is doing so in seven of its nine cases. *Id.* In two districts with some of the largest *Montgomery*-eligible populations, district attorneys are seeking the sentence anew in alarming numbers. In Orleans Parish, the state has filed notices in at least 26 of their 67 cases, 39%⁸, and in Jefferson Parish, the district attorney has filed notices in ten of their 23 cases, or 43%. *Id.* These numbers make plain that Louisiana has ignored the instructions and intent of this Court’s jurisprudence to impose this sentence only on the “rare” and “uncommon” juvenile offender.

The state’s intention to seek life without parole sentences is particularly concerning given that Louisiana has not developed meaningful procedural protections for children facing life without parole sentences. There are no provisions in Louisiana law that comport with relevant orders from this Court regarding the appropriate factual findings prior to imposing life without parole. *See Tatum*, 137 S. Ct.

⁷ It is unclear how many cases the district attorneys opposed prior to the new legislation. 43% of individuals who were awaiting resentencing throughout Louisiana when the new law went into effect on August 1st, will now face new life without parole sentences.

⁸ 58% of individuals who were awaiting resentencing in Orleans Parish when the new law went into effect on August 1st will now face new life without parole sentences.

at 13 (Sotomayor, J. concurring) (mem.) (requiring that a sentence “decide whether the juvenile offender before it is a child ‘whose crimes reflect transient immaturity’ or is one of ‘those rare children whose crimes reflect irreparable corruption’ for whom a life without parole sentence may be appropriate.” (citing *Montgomery*, 136 S. Ct. at 734)).

Moreover, unlike rules developed in other states, Louisiana’s law does not establish a presumption against life without parole. *See, e.g., Commonwealth v. Batts*, 163 A.3d 410, 416 (Pa. 2017); *State v. Riley*, 110 A.3d 1205, 1214 (Conn. 2015), *cert. denied*, 136 S. Ct. 1361 (2016); *State v. Seats*, 865 N.W.2d 545, 555 (Iowa 2015); *State v. Hart*, 404 S.W.3d 232, 241 (Mo. 2013) (en banc). The law also does not clarify the burdens of proof relevant at a sentencing hearing. *See Batts*, 163 A.3d at 455 (concluding that “to overcome the presumption against the imposition of a sentence of life without parole for a juvenile offender, the Commonwealth must prove that the juvenile is constitutionally eligible for the sentence beyond a reasonable doubt.”); *Riley*, 110 A.3d at 1214 (finding “the mitigating factors of youth establish, in effect, a presumption against imposing a life sentence without parole on a juvenile offender that must be overcome by evidence of unusual circumstances.”); *Seats*, 865 N.W.2d at 555 (“[T]he presumption for any sentencing judge is that the judge should sentence juveniles to life in prison with the possibility of parole for murder unless the other factors require a different sentence.”); *Hart*, 404 S.W.3d at 241 (“[A] juvenile offender cannot be sentenced to life without parole for first-degree murder unless the state persuades the sentencer

beyond a reasonable doubt that this sentence is just and appropriate under all the circumstances.”). Without these procedural protections in place, the district attorneys’ intention to seek a life without parole sentence is more likely to be determinative.

Louisiana is out of step with the practices of other jurisdictions, having failed to meaningfully narrow the class of children for whom the sentence is constitutionally acceptable. Louisiana’s recent attempt to comply with this Court’s rulings through legislation is superficial at best. Further action from this Court is required to remove the likelihood that many more than the “rare” and “uncommon” child will be sentenced to die in prison.⁹

⁹ Twenty states and the District of Columbia have judicially or legislatively determined that meaningful implementation of this Court’s rulings requires abolition of juvenile life without parole sentences. ALASKA STAT. ANN. § 12.55.125 (2016); ARK. CODE ANN. § 5-4-108 (2017); S.B. 394, 2017 Reg. Sess. (Cal. 2017); COLO., REV. STAT. §§ 17-22.5-104(IV), 18-1.3-401(4)(b)(1) (2006); CONN. GEN. STAT. § 54-125a(f) (2015); D.C. CODE § 22-2104(a) (20013); HAW. REV. STAT. § 706-656(1) (2014); *State v. Sweet*, 879 N.W. 2d 811 (Iowa 2016); KAN. STAT. ANN. § 21-6618 (2011); KY. REV. STAT. ANN. § 640.040(1) (1998); *Diatchenko v. Dist. Atty*, 1 N.E.3d 270, 286-87 (Mass. 2013); MONT. CODE ANN. § 46-18-222(1) (2017); NEV. REV. STAT. § 176.025 (2015); N.D. CENT. CODE § 12.1-32-13.1; S.D. CODIFIED LAWS § 22-6-1 (2016); TEX. PENAL CODE ANN. § 12.31 (2013); UTAH CODE ANN. § 76-3-209 (2016); VT. STAT. ANN. tit. 13, § 7045 (2015); *State v. Bassett*, 394 P.3d 430, 432 (Wash. Ct. App. 2017), *review granted*, 402 P.3d 827 (Wash. Oct. 4, 2017); W.VA. CODE § 61-11-23(a) (2014); WYO. STAT. ANN. § 6-2-101(b) (2013). *See also* The Campaign for the Fair Sentencing of Youth, *Righting Wrongs: The Five-Year Groundswell of State Bans on Life without Parole for Children* 4 (2016), <http://fairsentencingofyouth.org/wp-content/uploads/2016/09/Righting-Wrongs-.pdf>. (finding that an

C. Louisiana’s Persistent Use Of Life Without Parole Sentences Disproportionately Punishes African-American Children

African-Americans make up 32% of Louisiana’s population.¹⁰ African-Americans are disproportionately represented in Louisiana’s overall prison population, accounting for 68% of all prisoners and 74% of all prisoners serving life sentences.¹¹ Data collected since *Miller* suggest that being an African-American **child** further increases one’s risk of harsh punishment: 92% of children sentenced to life without parole in Louisiana since *Miller* are African-American.¹² Appendix A.

additional four states—California, Florida, New York, and New Jersey—ban the practice in nearly all cases and three states—Maine, New Mexico, and Rhode Island—have never sentenced a juvenile to life without parole.

¹⁰ U.S. Census Bureau, American Community Survey (2015) *available at*: https://factfinder.census.gov/faces/tableservices/jsf/pages/production/view.xhtml?pid=ACS_15_5YR_B02001&prodType=table (last visited October 31, 2017).

¹¹ Marcus M. Kondkar, *Incarceration in Louisiana: Sentencing Patterns in America’s Prison Capital*. A Report for Vital Projects Fund. October 14, 2016.

¹² National data, while less severe than the disparity discussed here, supports the idea that African-American children bear and outsized portion of juvenile LWOP sentences. John R. Mills et al., *Juvenile Life Without Parole in Law and Practice: Chronicling the Rapid Change Underway*, 65 AM. U. L. REV. 535, 576 (2016) (“JLWOP sentences are imposed upon African American juveniles in disproportion to their homicide arrest rate: African American juveniles make up fifty-six percent of

Recent legislative changes may simply continue these disparities. As of this filing, 75% of the *Montgomery*-eligible cases where the state is seeking a new life without parole sentence involve African-American defendants. Appendix B. In some jurisdictions, the disproportionate application of the sentence is even more stark. In the 23rd Judicial District¹³, for example, there are five *Montgomery*-eligible defendants. Four of these five individuals are African-American. The state intends to seek life without parole sentences against all four African-American defendants, but not the single white defendant in the jurisdiction.¹⁴ *Id.*

Miller and *Montgomery* made clear that the ultimate punishment for children should be reserved for the “rare,” “uncommon” and “irreparably corrupt” child. Louisiana’s racially disproportionate imposition of the sentence exposes its failure to apply justice equally. Just as the imposition of life without parole on 62% of children convicted of murder cannot be characterized as “rare,” the fact that nearly all of those 62% of youth homicides involve convictions of African-Americans similarly cannot pass that “rare” threshold.

The racial disparity present here casts a long

the individuals arrested for murder and non-negligent homicide and sixty-six percent of the individuals sentenced to JLWOP.”)

¹³ The 23rd Judicial District is made up of the parishes of Ascension, Assumption and St. James.

¹⁴ Post-*Miller* data in Louisiana suggest that race of the defendant is not the only factor in predicting the sentencing outcome for children convicted of murder. In the period since *Miller* until today, cases in which the victim was white resulted in a life without parole sentence 88% of the time. Appendix A.

shadow over this nation's commitment to equal justice. This Court has expressed concern about the role of race in our criminal justice system, noting the "imperative to purge racial prejudice from the administration of justice." *See, e.g., Pena-Rodriguez v. Colorado*, 137 S. Ct. 855, 867 (2017) ("It must become the heritage of our Nation to rise above racial classifications that are so inconsistent with our commitment to the equal dignity of all persons."); *Buck v. Davis*, 137 S. Ct. 759, 778 (2017) ("Discrimination on the basis of race, odious in all aspects, is especially pernicious in the administration of justice."(quoting *Rose v. Mitchell*, 443 U. S. 545, 555 (1979))).

David Dove's petition provides an opportunity for this Court to address—and forbid—the disproportionate treatment of African-American youth in the implementation of its recent sentencing decisions.

CONCLUSION

For the foregoing reasons, *amici* respectfully request that this Court grant the petition for a *writ of certiorari*.

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APPENDIX A: *Miller* Defendants in Louisiana¹

| <u>Offender</u> | <u>Age at Offense</u> | <u>Murder Conviction</u> | <u>Sentence Received</u> | <u>Race of Defendant</u> | <u>Race of Victim(s)</u> |
|-----------------------------------|-----------------------|--------------------------|--------------------------|--------------------------|--------------------------|
| 1. Antonio Smith ² | 17 | 2 nd Deg. | LWOP | Black | White |
| 2. Aquendus Walker | 17 | 1 st Deg. | LWP | Black | Black |
| 3. Arnold Ross | 17 | 2 nd Deg. | LWP | Black | Black |
| 4. Brandon Boyd | 17 | 2 nd Deg. | LWOP | Black | Black |
| 5. Breonne Whitaker | 17 | 2 nd Deg. | LWOP | Black | Black |
| 6. Charles Carter ³ | 16 | 2 nd Deg. | LWOP | Black | Black |
| 7. Chattley Chesterfield | 17 | 2 nd Deg. | LWP | Black | Black |
| 8. Cody Smoot | 17 | 2 nd Deg. | LWOP | Black | Black |
| 9. Dajuan Alridge | 17 | 2 nd Deg. | LWOP | Black | Black |
| 10. Dalton Fletcher | 15 | 2 nd Deg. | LWOP | White | White; White |
| 11. D'Andre Senegal | 17 | 1 st Deg. | LWP | Black | Black; Black |
| 12. Darrius Williams ⁴ | 17 | 2 nd Deg. | LWOP | Black | Black |
| 13. David Dove | 16 | 2 nd Deg. | LWOP | Black | Black |
| 14. Demond Sandifer | 16 | 2 nd Deg. | LWOP | Black | Black; Black |
| 15. Dexter Allen | 17 | 2 nd Deg. | LWOP | Black | White; White |

¹ The Louisiana Center for Children's Rights tracks the outcomes of homicide cases involving juvenile defendants statewide. This data is consistent with information provided by the Louisiana Department of Corrections ("DOC"), except where indicated and an alternative source of information is cited.

² Not included on DOC list. Lisa Addison, *Sulfur Teen Sentenced for 2016 Stabbing*, AMERICAN PRESS (Lake Charles, La.), Sep. 30, 2017, http://www.americanpress.com/news/crime/sulphur-teen-sentenced-for-stabbing/article_7084bd26-a606-11e7-ae6-bf39bde36ade.html.

³ Charles Carter was sentenced to life with parole and three 104-year sentences to run consecutively. For that reason, his sentence is categorized as life without parole.

⁴ Not included on DOC list. Maya Lau, *Killers of Baby Boy Serving Life Sentences*, SHREVEPORT TIMES, Nov. 30, 2014, <http://www.shreveporttimes.com/story/news/local/2014/11/30/catching/19707107/>.

| | | | | | |
|------------------------------------|----|----------|------|-------|---------------------------------------|
| 16. Dominique Davis ⁵ | 16 | 2nd Deg. | LWOP | Black | Black; Black; Hispanic; Unknown |
| 17. Elijah Robinson | 16 | 1st Deg. | LWP | Black | Black |
| 18. G'Quan Baker | 16 | 2nd Deg. | LWP | Black | Black; Unknown; Unknown; |
| 19. JaMichael Hudson | 15 | 2nd Deg. | LWOP | Black | White; Black |
| 20. Jared Graham ⁶ | 16 | 2nd Deg. | LWP | Black | Black |
| 21. Jeremy Brooks ⁷ | 17 | 2nd Deg. | LWOP | Black | Black |
| 22. Jeremy Burse | 15 | 2nd Deg. | LWOP | Black | Black |
| 23. Jordan Tate | 17 | 2nd Deg. | LWOP | Black | Black |
| 24. Joseph Morgan ⁸ | 16 | 2nd Deg. | LWP | Black | Black |
| 25. Joshua Brooks ⁹ | 16 | 2nd Deg. | LWOP | Black | Black |
| 26. Kendall Harrison | 17 | 2nd Deg. | LWP | Black | White |
| 27. Kevin Francis ¹⁰ | 16 | 1st Deg. | LWOP | Black | White |
| 28. Leron Calloway | 17 | 1st Deg. | LWOP | Black | White |
| 29. Michael Williams ¹¹ | 16 | 2nd Deg. | LWP | Black | Black |
| 30. Michael Louding | 17 | 1st Deg. | LWOP | Black | Black |
| 31. Milton Wilson | 17 | 2nd Deg. | LWOP | Black | Hispanic |
| 32. Paris Smith | 16 | 2nd Deg. | LWP | Black | Black |

⁵ Not included on DOC list. Paul Purpura, *Terrytown Child Killer Sentenced Again to Four Life Sentences for 'Pure Carnage,'* THE TIMES-PICAYUNE (New Orleans), Oct. 29, 2014, http://www.nola.com/crime/index.ssf/2014/10/terrytown_child_killer_sentenc.html.

⁶ Not included on DOC list. *State v. Graham*, 171 So. 3d 272, 2014 1769 (La.App 1 Cir. 04/24/15).

⁷ Not included on DOC list. *State v. Brooks*, 139 So. 3d 571, 49,033 (La.App. 2 Cir. 05/07/14).

⁸ Not included on DOC list. John Simerman, *Orleans Judge Rules Out Giving Life Sentences Without Shot at Parole for Juvenile Killers,* THE NEW ORLEANS ADVOCATE, Feb. 9, 2017, http://www.theadvocate.com/new_orleans/news/courts/article_4f813ca4-eee5-11e6-a40d-575931896d3c.html.

⁹ Not included on DOC list. Joshua Brooks was sentenced to 60 years without parole. This is not a legally-available sentence in Louisiana and for that reason, it is categorized as life without parole. *State v. Brooks*, 139 So. 3d 1072, 49,024 (La.App. 2 Cir. 05/14/14).

¹⁰ Not included on DOC list. *State v. Francis*, 98 So. 3d 439, 12,326 (La.App. 3 Cir. 10/3/12).

¹¹ Not included on DOC list. *State v. Williams*, 106 So. 3d 1090, 12,355 (La.App. 5 Cir. 12/11/12).

| | | | | | | |
|-----|------------------------------|----|----------|------|-------|--------------|
| 33. | Paul Jones ¹² | 16 | 2nd Deg. | LWOP | Black | Black |
| 34. | Sam Newman | 16 | 2nd Deg. | LWOP | Black | Black; Black |
| 35. | Steven Williams | 17 | 2nd Deg. | LWP | Black | Black |
| 36. | Tory Clark | 15 | 2nd Deg. | LWP | Black | Black |
| 37. | Tremond Thomas ¹³ | 15 | 2nd Deg. | LWP | Black | Black |
| 38. | Trevor Reese | 16 | 2nd Deg. | LWOP | White | White |
| 39. | Willie Jones | 17 | 2nd Deg. | LWP | Black | Black |

¹² Not included on DOC list. Paul Jones and Jeremy Brooks were co-defendants who both received a sentence of 60 years without parole. Paul Jones' sentence is similarly categorized as life without parole. *State v. Jones*, 166 So. 3d 406, 49,830 (La.App. 2 Cir. 05/20/15).

¹³ Not included on DOC list. *State v. Thomas*, 201 So. 3d 263, 50,929 (La.App. 2 Cir. 08/10/16).

APPENDIX B: *Montgomery*-Eligible Defendants in Louisiana¹

| | <u>Defendant</u> | <u>Age at Offense</u> | <u>Murder Conviction</u> | <u>Parish</u> | <u>Notice Filed?</u> | <u>Race</u> | <u>New Sentence</u> |
|-----|-------------------|-----------------------|--------------------------|---------------|----------------------|-------------|---------------------|
| 1. | David Adams | 16 | 1st Deg. | Orleans | No | B | |
| 2. | Kyle Alexander | 15 | 2d Deg. | Assumption | Yes | B | |
| 3. | Curt Alonzo | 17 | 2d Deg. | Orleans | | B | LWP ² |
| 4. | Ronald Anderson | 16 | 2d Deg. | Orleans | Yes | B | |
| 5. | Shawn Arcement | 17 | 2d Deg. | Lafourche | No | B | |
| 6. | Brian Archuleta | 17 | 2d Deg. | Washington | No | W | |
| 7. | Edward Arrington | 17 | 2d Deg. | St. Tammany | No | B | |
| 8. | Xavier Artis | 16 | 2d Deg. | Calcasieu | No | B | |
| 9. | Ashley Baker | 17 | 2d Deg. | Ouachita | | B | LWP ³ |
| 10. | Darron Baker | 16 | 2d Deg. | Ouachita | No | B | |
| 11. | Dwayne Baker | 17 | 2d Deg. | Jefferson | No | B | |
| 12. | Robert Bates | 17 | 1st Deg. | Jefferson | Yes | B | |
| 13. | Danny Battaglia | 15 | 2d Deg. | St. Mary | Yes | W | |
| 14. | Helen Beck | 17 | 2d Deg. | Morehouse | | B | LWP ⁴ |
| 15. | Michelle Benjamin | 16 | 2d Deg. | Orleans | | B | LWP ⁵ |

¹ The Louisiana Center for Children’s Rights tracks the outcomes of homicide cases involving juvenile defendants statewide, including those eligible for relief under *Montgomery v. Louisiana*. This appendix does not include the men who were originally sentenced to life with parole eligibility after 20 or 40 years. When *Montgomery* came down, their sentences operated by law in Louisiana as life without parole sentences. See *Bosworth v. Whitley*, 627 So. 2d 629 (La. 1993) (finding Louisiana two-step parole process constitutional, a system in which a defendant must both have a sentence making him parole eligible and be eligible for parole *consideration* under the relevant parole statutes); see also *Funchess v. Prince*, No. 142105, 2016 WL 756530 (E.D. La. Feb. 25, 2016) (finding that a *Montgomery*-eligible defendant sentenced to life with parole after 40 years was entitled to relief because Louisiana’s two-step parole process prohibits a ‘meaningful opportunity for release’ for such a sentence). The 2017 legislative session amended that law making those individuals parole eligible. S.B. 139, 2017 Reg. Sess. (La. 2017); Act. No. 280, 2017 La. Acts ____. Because these individuals never received an actual life without parole sentence under the law, they are not eligible for a life without parole sentence in resentencing and thus no notice could be filed against them.

² Resentenced after August 1, 2017.

³ Resentenced after August 1, 2017.

⁴ Resentenced prior to August 1, 2017.

| | | | | | | |
|------------------------|----|----------|---------------|------|---|----------------------|
| 16. Ramus Benoit | 17 | 1st Deg. | Calcasieu | | W | 21 yrs. ⁶ |
| 17. Paul Bergeron | 16 | 2d Deg. | Pointe Coupee | Yes | W | |
| 18. Kirby Boothe | 17 | 2d Deg. | Catahoula | | W | LWP ⁷ |
| 19. James Bowie | 16 | Unk. | Ouachita | Unk. | W | |
| 20. Clifford Braud | 15 | 2d Deg. | Orleans | Yes | B | |
| 21. Roy Bridgewater | 17 | 1st Deg. | Jefferson | Yes | B | |
| 22. Donald Brooks | 17 | 2d Deg. | Caddo | | B | LWP ⁸ |
| 23. Carlton Brooks | 17 | 2d Deg. | Caddo | | B | LWP ⁹ |
| 24. Eric Brown | 16 | 2d Deg. | Jefferson | Yes | B | |
| 25. Tyrone Brown | 16 | 2d Deg. | Bossier | | B | LWP ¹⁰ |
| 26. Charles Brown | 17 | 2d Deg. | EBR | No | B | |
| 27. Joe Brown | 16 | 1st Deg. | Orleans | Yes | B | |
| 28. Chedrick Brumfield | 17 | 2d Deg. | St. Tammany | No | B | |
| 29. Taurus Buchanon | 16 | 2d Deg. | EBR | No | B | |
| 30. Nivaldo Bueno | 17 | 1st Deg. | Orleans | | L | LWP ¹¹ |
| 31. Field Calhoun | 17 | 1st Deg. | Caddo | | B | LWP ¹² |
| 32. Willie E. Campbell | 17 | 2d Deg. | Calcasieu | Yes | B | |
| 33. Haywood Campbell | 17 | 2d Deg. | Calcasieu | Yes | B | |
| 34. Corey Carroll | 17 | 2d Deg. | Calcasieu | Yes | W | |
| 35. Brenda Carter | 16 | 2d Deg. | St. John | | B | LWP ¹³ |
| 36. Glen Carter | 17 | 2d Deg. | St. Tammany | | B | LWP ¹⁴ |
| 37. Shannon Cassels | 17 | 2d Deg. | Franklin | Unk. | W | |
| 38. Christi Cheramie | 16 | 2d Deg. | Avoyelles | | W | LWP ¹⁵ |

⁵ Resentenced prior to August 1, 2017.

⁶ Resentenced prior to August 1, 2017.

⁷ Resentenced after August 1, 2017.

⁸ Resentenced prior to August 1, 2017.

⁹ Resentenced prior to August 1, 2017.

¹⁰ Resentenced prior to August 1, 2017.

¹¹ Resentenced prior to August 1, 2017.

¹² Resentenced prior to August 1, 2017.

¹³ Resentenced prior to August 1, 2017.

¹⁴ Resentenced prior to August 1, 2017.

| | | | | | | | |
|-----|----------------------|----|----------|--------------|------|---|-------------------|
| 39. | Christopher Cheramie | 17 | 2d Deg. | Lafourche | | W | LWP ¹⁶ |
| 40. | Derrick Clay | 17 | 1st Deg. | Iberia | No | B | |
| 41. | Charles Clemons | 17 | 1st Deg. | Lincoln | | B | LWP ¹⁷ |
| 42. | Jermaine Coates | 15 | 2d Deg. | EBR | No | B | |
| 43. | Quentin Coleman | 16 | 2d Deg. | Terrebonne | Unk. | B | |
| 44. | Juave Collins | 17 | 2d Deg. | EBR | Yes | B | |
| 45. | Justin Collins | 17 | 2d Deg. | Orleans | Yes | B | |
| 46. | Donnie Collum | 15 | 2d Deg. | Lafourche | No | W | |
| 47. | Adam Comeaux | 17 | 1st Deg. | Rapides | | B | LWP ¹⁸ |
| 48. | Dale Craig | 17 | 1st Deg. | EBR | Yes | W | |
| 49. | Darryl Crockett | 17 | 1st Deg. | Orleans | Yes | B | |
| 50. | Tevin Crockett | 15 | 2d Deg. | Orleans | Yes | B | |
| 51. | Tommy Lee Crogie | 15 | 1st Deg. | Orleans | Unk. | B | |
| 52. | Ryan Crotwell | 15 | 2d Deg. | E. Feliciana | No | W | |
| 53. | Shelton Cummings | 17 | 2d Deg. | EBR | No | B | |
| 54. | Allen Dabney | 17 | 2d Deg. | Orleans | Yes | B | |
| 55. | Jermaine Davis | 16 | 1st Deg. | Orleans | | B | LWP ¹⁹ |
| 56. | Christopher Davis | 15 | 2d Deg. | EBR | Yes | B | |
| 57. | Tony Delome | 17 | 2d Deg. | Calcasieu | Yes | W | |
| 58. | Nigaragua Demery | 15 | 2d Deg. | Caddo | No | B | |
| 59. | Troy Dugar | 15 | 1st Deg. | Calcasieu | Yes | B | |
| 60. | Toby Dupre | 16 | 2d Deg. | Terrebonne | | W | LWP ²⁰ |
| 61. | Tony Evans | 15 | 2d Deg. | Caddo | | B | LWP ²¹ |
| 62. | Andre Evans | 17 | 2d Deg. | EBR | Yes | B | |
| 63. | Michael Fasola | 17 | 2d Deg. | St. Charles | No | W | |

¹⁵ Resentenced prior to August 1, 2017.

¹⁶ Resentenced after August 1, 2017.

¹⁷ Resentenced prior to August 1, 2017.

¹⁸ Resentenced prior to August 1, 2017.

¹⁹ Resentenced prior to August 1, 2017.

²⁰ Resentenced prior to August 1, 2017.

²¹ Resentenced prior to August 1, 2017.

| | | | | | | |
|-----------------------|----|----------|------------|-----|---|-------------------|
| 64. Terry Fleming | 16 | 2d Deg. | Terrebonne | Yes | B | |
| 65. Alfred Foreman | 17 | 2d Deg. | EBR | No | B | |
| 66. Shawn Foster | 15 | 2d Deg. | Terrebonne | | W | LWP ²² |
| 67. Vernon E. Francis | 16 | 2d Deg. | Jefferson | | B | LWP ²³ |
| 68. James Fuller | 17 | 2d Deg. | Caddo | | B | LWP ²⁴ |
| 69. Kunta Gable | 17 | 2d Deg. | Orleans | Yes | B | |
| 70. Michael Gachot | 15 | 2d Deg. | Avoyelles | | W | LWP ²⁵ |
| 71. Alan Gaskin | 17 | 1st Deg. | Bossier | Yes | W | |
| 72. Albert Gibson | 17 | 2d Deg. | Orleans | No | B | |
| 73. Louis Gibson | 17 | 2d Deg. | Orleans | | B | LWP ²⁶ |
| 74. George Gillam | 16 | 2d Deg. | Orleans | | B | LWP ²⁷ |
| 75. James Gilmore | 16 | 1st Deg. | Orleans | Yes | B | |
| 76. Cory Gipson | 17 | 2d Deg. | Orleans | No | B | |
| 77. Willie Gipson | 17 | 2d Deg. | Orleans | | B | LWP ²⁸ |
| 78. Rassie Givens | 16 | 2d Deg. | WBR | Yes | B | |
| 79. Jessie Grace | 16 | 2d Deg. | Jefferson | Yes | B | |
| 80. Joseph Green | 15 | 2d Deg. | Rapides | | B | LWP ²⁹ |
| 81. Oliver Green | 17 | 2d Deg. | EBR | No | B | |
| 82. Raymond Green | 16 | 2d Deg. | Rapides | | B | LWP ³⁰ |
| 83. Clifton Greene | 17 | 1st Deg. | Sabine | | B | LWP ³¹ |
| 84. Troy Griffin | 17 | 2d Deg. | Desoto | | B | LWP ³² |
| 85. Frank Griffin | 16 | 2d Deg. | Tangipahoa | No | B | |

²² Resentenced prior to August 1, 2017.

²³ Resentenced after August 1, 2017.

²⁴ Resentenced prior to August 1, 2017.

²⁵ Resentenced prior to August 1, 2017.

²⁶ Resentenced prior to August 1, 2017.

²⁷ Resentenced prior to August 1, 2017.

²⁸ Resentenced prior to August 1, 2017.

²⁹ Resentenced prior to August 1, 2017.

³⁰ Resentenced prior to August 1, 2017.

³¹ Resentenced after August 1, 2017.

³² Resentenced prior to August 1, 2017.

| | | | | | | |
|-------------------------|------|----------|-------------|-----|---|--------------------|
| 86. Jeff Haggins | 17 | 2d Deg. | St. Martin | | B | LWP ³³ |
| 87. John Hall | 17 | 1st Deg. | Winn | No | B | |
| 88. Clifford Hampton | 17 | 1st Deg. | St. James | Yes | B | |
| 89. Fabian Harper | 16 | 2d Deg. | Caddo | | B | LWP ³⁴ |
| 90. Brady Harrington | Unk. | 2d Deg. | Vermillion | No | W | |
| 91. Warren Harris | 16 | 1st Deg. | Orleans | Yes | B | |
| 92. Asahel Harvin | 15 | 2d Deg. | Vernon | | B | LWP ³⁵ |
| 93. Aaron Hauser | 17 | 1st Deg. | Beauregard | Yes | W | |
| 94. Gary Hebert | 17 | 2d Deg. | Lafourche | No | W | |
| 95. James Hebert | 17 | 1st Deg. | Terrebonne | | W | LWP ³⁶ |
| 96. Duane Henry | 15 | 2d Deg. | Orleans | | B | LWP ³⁷ |
| 97. Jonathan Hersman | 17 | 2d Deg. | Jefferson | No | W | |
| 98. Anderson Hill | 16 | 1st Deg. | Orleans | Yes | B | |
| 99. Cedric Howard | 16 | 1st Deg. | Rapides | | B | LWP ³⁸ |
| 100. Jerome Hudson | Unk. | 2d Deg. | Webster | | B | LWP ³⁹ |
| 101. Donald Humble | 17 | 1st Deg. | Plaquemines | | W | LWP ⁴⁰ |
| 102. Darnell Huntley | 15 | 1st Deg. | Plaquemines | No | B | |
| 103. Antonio M. Jackson | 17 | 2d Deg. | Caddo | | B | LWP ⁴¹ |
| 104. Charlie Jackson | 17 | 2d Deg. | EBR | | B | LWP ⁴² |
| 105. Montreal Jackson | 16 | 2d Deg. | EBR | Yes | B | LWOP ⁴³ |
| 106. Wade Jackson | 17 | 1st Deg. | Orleans | Yes | B | |
| 107. Lawrence Jacobs | 16 | 2d Deg. | Jefferson | Yes | B | |

³³ Resentenced prior to August 1, 2017.

³⁴ Resentenced prior to August 1, 2017.

³⁵ Resentenced prior to August 1, 2017.

³⁶ Resentenced prior to August 1, 2017.

³⁷ Resentenced after August 1, 2017.

³⁸ Resentenced prior to August 1, 2017.

³⁹ Resentenced prior to August 1, 2017.

⁴⁰ Resentenced prior to August 1, 2017.

⁴¹ Resentenced prior to August 1, 2017.

⁴² Resentenced after August 1, 2017.

⁴³ Resentenced after August 1, 2017.

| | | | | | | | |
|------|------------------|------|----------|------------|-----|---|--------------------|
| 108. | Chaka James | 17 | 2d Deg. | Rapides | | B | LWP ⁴⁴ |
| 109. | Lance James | 17 | 2d Deg. | Orleans | | B | LWP ⁴⁵ |
| 110. | Richard James | 17 | 2d Deg. | Terrebonne | Yes | B | |
| 111. | Lloyd Jarrow | 17 | 2d Deg. | St. John | | B | LWP ⁴⁶ |
| 112. | Dwight Jenkins | 16 | 2d Deg. | Orleans | | B | LWP ⁴⁷ |
| 113. | Anthony Johnson | 17 | 2d Deg. | EBR | | B | LWOP ⁴⁸ |
| 114. | Clarence Johnson | 17 | 2d Deg. | Orleans | | B | LWP ⁴⁹ |
| 115. | Thea Johnson | 17 | 1st Deg. | Rapides | No | W | |
| 116. | Anthony Jones | 16 | 2d Deg. | EBR | No | B | |
| 117. | Jonathan Jones | 16 | 2d Deg. | EBR | Yes | B | |
| 118. | Kevin Jordan | 17 | 1st Deg. | Orleans | Yes | B | |
| 119. | Clyde Joseph | Unk. | 2d Deg. | Iberville | Yes | B | |
| 120. | Arthur Journet | 16 | 2d Deg. | Lafayette | | B | LWP ⁵⁰ |
| 121. | Audy Keith | 16 | 2d Deg. | Caddo | | W | LWP ⁵¹ |
| 122. | Mark Keller | 17 | 2d Deg. | St. John | | W | LWP ⁵² |
| 123. | Corenza Kelly | 15 | 2d Deg. | Caddo | | B | LWP ⁵³ |
| 124. | Troy Keys | 16 | 2d Deg. | Orleans | Yes | B | |
| 125. | Augustus Kimple | 17 | 2d Deg. | Madison | | B | LWP ⁵⁴ |
| 126. | Joseph Landix | 17 | 2d Deg. | Orleans | | B | LWP ⁵⁵ |
| 127. | Eric Laymon | 17 | 2d Deg. | Orleans | | B | LWP ⁵⁶ |

⁴⁴ Resentenced prior to August 1, 2017.

⁴⁵ Resentenced prior to August 1, 2017.

⁴⁶ Resentenced prior to August 1, 2017.

⁴⁷ Resentenced prior to August 1, 2017.

⁴⁸ Resentenced prior to August 1, 2017.

⁴⁹ Resentenced after August 1, 2017.

⁵⁰ Resentenced after August 1, 2017.

⁵¹ Resentenced prior to August 1, 2017.

⁵² Resentenced prior to August 1, 2017.

⁵³ Resentenced prior to August 1, 2017.

⁵⁴ Resentenced prior to August 1, 2017.

⁵⁵ Resentenced after August 1, 2017.

⁵⁶ Resentenced prior to August 1, 2017.

| | | | | | | | |
|------|-------------------|------|---------------------------|-----------|------|----|-------------------|
| 128. | Dominic LeBouef | 17 | 2d Deg. | Lafourche | No | NA | |
| 129. | Gary LeRoux | 16 | 2d Deg. | St. John | | W | LWP ⁵⁷ |
| 130. | David Lightsey | 16 | 2d Deg. | St. Mary | No | W | |
| 131. | Scott Lingle | 15 | 2d Deg. | Orleans | Yes | B | |
| 132. | Glenn Livas | 17 | 1 st & 2d Deg. | Orleans | No | W | |
| 133. | Jeffery Lively | 17 | 2d Deg. | Ascension | No | B | |
| 134. | Gabriel Logan | 16 | 2d Deg. | Caddo | No | B | |
| 135. | Derrick London | 17 | 2d Deg. | Jefferson | No | B | |
| 136. | Leo Looney | 15 | 2d Deg. | Ouachita | No | B | |
| 137. | Jerrol Louis | 17 | 2d Deg. | EBR | No | B | |
| 138. | John Mack | Unk. | 2d Deg. | Orleans | Unk. | B | |
| 139. | Jameel Malik | 17 | 2d Deg. | Orleans | Yes | W | |
| 140. | Sheldon Manieri | 17 | 1st Deg. | Jefferson | Yes | B | |
| 141. | Joseph Marshall | 17 | 1st Deg. | Orleans | Unk. | B | |
| 142. | Randy Marshall | 17 | 2d Deg. | Caddo | | W | LWP ⁵⁸ |
| 143. | David Mathis | 15 | 1st Deg. | EBR | Yes | B | |
| 144. | Ivy Mathis | 17 | 2d Deg. | Ouachita | | B | LWP ⁵⁹ |
| 145. | Larry McClinton | 17 | 1st Deg. | Rapides | | B | LWP ⁶⁰ |
| 146. | Daveon McCollough | 17 | 2d Deg. | Rapides | No | B | |
| 147. | Troy Miller | 17 | 1st Deg. | Orleans | Unk. | B | |
| 148. | Freddie Mills | 16 | 2d Deg. | EBR | No | B | |
| 149. | Melvin Mingo | 16 | 2d Deg. | Ascension | Yes | B | |
| 150. | Henry Montgomery | 17 | 2d Deg. | EBR | | B | LWP ⁶¹ |
| 151. | Markeece Moseley | 17 | 2d Deg. | Caddo | | B | LWP ⁶² |
| 152. | Frank Moseley | 17 | 2d Deg. | Bossier | No | W | |
| 153. | Roger Wayne Nash | 15 | 2d Deg. | Rapides | | B | LWP ⁶³ |

⁵⁷ Resentenced prior to August 1, 2017.

⁵⁸ Resentenced prior to August 1, 2017.

⁵⁹ Resentenced after August 1, 2017.

⁶⁰ Resentenced prior to August 1, 2017.

⁶¹ Resentenced prior to August 1, 2017.

⁶² Resentenced prior to August 1, 2017.

| | | | | | | | |
|------|--------------------|----|---------------|--------------|------|---|-------------------|
| 154. | Leroy Nelson | 17 | 2d Deg. | Orleans | Yes | B | |
| 155. | Michael Nettles | 17 | 2d Deg. | Orleans | Yes | B | |
| 156. | Ronald Olivier | 16 | 2d Deg. | Orleans | | B | LWP ⁶⁴ |
| 157. | Warren Palmer | 17 | 2d Deg. | Lafourche | | B | LWP ⁶⁵ |
| 158. | Toby Parfait | 16 | 2d Deg. | Terrebonne | | W | LWP ⁶⁶ |
| 159. | Barry Pascual | 16 | 1st Deg. | Jefferson | Yes | W | |
| 160. | William Patterson | 17 | 2d Deg. | Jefferson | No | B | |
| 161. | Glenn Payne | 15 | 2d Deg. | Orleans | Unk. | B | |
| 162. | Steve Perkins | 17 | 1st Deg. | EBR | No | B | |
| 163. | Theodess Perow | 15 | 2d Deg. | Caddo | | B | LWP ⁶⁷ |
| 164. | Victor Perritt | 17 | 1st Deg. | St. Charles | Yes | W | |
| 165. | Jason Pilcher | 15 | 2d Deg. | Natchitoches | Yes | W | |
| 166. | Matthew Pineda | 16 | 1st & 2d Deg. | Jefferson | Yes | W | |
| 167. | Willie Plater | 17 | 2d Deg. | Caddo | | B | LWP ⁶⁸ |
| 168. | Alphonse Porter | 16 | 2d Deg. | Orleans | Yes | B | |
| 169. | Johnny Powell | 17 | 2d Deg. | EBR | No | B | |
| 170. | James Preston | 17 | 1st Deg. | Orleans | Unk. | B | |
| 171. | Joseph Revader | 17 | 2d Deg. | Jefferson | Yes | B | |
| 172. | Ronald Reynolds | 17 | 2d Deg. | Orleans | | B | LWP ⁶⁹ |
| 173. | Anthony Richardson | 16 | 2d Deg. | EBR | No | B | |
| 174. | Edward Richardson | 16 | 2d Deg. | Orleans | | B | LWP ⁷⁰ |
| 175. | Byron Riley | 16 | 2d Deg. | EBR | No | B | |
| 176. | Damien Riley | 15 | 2d Deg. | EBR | Yes | B | |
| 177. | Lavar Riley | 17 | 2d Deg. | EBR | Yes | B | |

⁶³ Resentenced prior to August 1, 2017.

⁶⁴ Resentenced prior to August 1, 2017.

⁶⁵ Resentenced prior to August 1, 2017.

⁶⁶ Resentenced prior to August 1, 2017.

⁶⁷ Resentenced prior to August 1, 2017.

⁶⁸ Resentenced prior to August 1, 2017.

⁶⁹ Resentenced prior to August 1, 2017.

⁷⁰ Resentenced prior to August 1, 2017.

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|------|------------------|------|---------------------------|------------|------|---|-----------------------|
| 178. | Eduardo Robinson | Unk. | 1st Deg. | Orleans | Yes | B | |
| 179. | Tyskie Ross | 17 | 1st Deg. | Terrebonne | | B | 35 yrs. ⁷¹ |
| 180. | Jean Roux | 16 | 1st Deg. | Cameron | No | W | |
| 181. | Russell Rubin | 15 | 2d Deg. | Evangeline | Yes | B | |
| 182. | Thomas Sanders | 17 | 2d Deg. | Calcasieu | Yes | W | |
| 183. | Phillip Schane | 16 | 2d Deg. | Iberia | | W | LWOP ⁷² |
| 184. | Craig Scott | 17 | 2d Deg. | Orleans | Yes | B | |
| 185. | William Scott | 16 | 1 st & 2d Deg. | EBR | No | B | |
| 186. | Timothy Shaw | 17 | 2d Deg. | Ouachita | | B | LWP ⁷³ |
| 187. | Troy Shelvin | 17 | 2d Deg. | Lafayette | No | B | |
| 188. | Rickey Sheppard | 16 | 1st Deg. | Bossier | No | W | |
| 189. | Cordell Shivers | 17 | 2d Deg. | Caddo | | B | LWP ⁷⁴ |
| 190. | Emerson Simmons | 17 | 2d Deg. | Jefferson | Yes | W | |
| 191. | Terrance Simon | 17 | 2d Deg. | Orleans | Yes | B | |
| 192. | Mark Singer | 16 | 2d Deg. | Orleans | | B | LWP ⁷⁵ |
| 193. | Johnny Smead | 15 | 1st Deg. | Bossier | | W | 40 yrs. ⁷⁶ |
| 194. | Bobby Smith | 17 | 2d Deg. | Calcasieu | Yes | W | |
| 195. | Derrick Smith | 16 | 2d Deg. | EBR | No | B | |
| 196. | Eddie Smith | 17 | 2d Deg. | EBR | No | B | |
| 197. | Henry Smith | 15 | 2d Deg. | Jefferson | No | W | |
| 198. | Jerome Smith | 16 | 1st Deg. | Orleans | Yes | B | |
| 199. | Phillip Smith | 15 | 2d Deg. | Jefferson | No | B | |
| 200. | Troy Sneeze | 17 | 2d Deg. | Terrebonne | Unk. | B | |
| 201. | Derrick Sonnier | 17 | 2d Deg. | Jefferson | No | W | |
| 202. | Mark St. Julien | 15 | 2d Deg. | Lafayette | Yes | B | |
| 203. | Bart Stewart | 16 | 1st Deg. | EBR | Yes | B | |

⁷¹ Resentenced prior to August 1, 2017.

⁷² Resentenced prior to August 1, 2017.

⁷³ Resentenced prior to August 1, 2017.

⁷⁴ Resentenced prior to August 1, 2017.

⁷⁵ Resentenced prior to August 1, 2017.

⁷⁶ Resentenced prior to August 1, 2017.

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| 204. | Kadrick Stewart | 15 | 2d Deg. | Orleans | No | B | |
| 205. | Keith Stewart | 16 | 1st Deg. | Jefferson | | B | LWP ⁷⁷ |
| 206. | Stanley Stirgus | 16 | 2d Deg. | Jefferson | No | B | |
| 207. | Anthony Stokes | 17 | 2d Deg. | Ouachita | | B | LWP ⁷⁸ |
| 208. | Paul Stone | 15 | 2d Deg. | Orleans | Unk. | B | |
| 209. | Stevenson Strogen | 17 | 2d Deg. | Caddo | | B | LWP ⁷⁹ |
| 210. | James Sullivan | 17 | 2d Deg. | Caddo | | W | LWP ⁸⁰ |
| 211. | Charles Sumler | 15 | 2d Deg. | Ouachita | | B | LWP ⁸¹ |
| 212. | Jesse Swartz | 16 | 1st Deg. | Union | Yes | W | |
| 213. | Larry Sylvester | 15 | 1st Deg. | St. Landry | No | B | |
| 214. | Henry Talley | 17 | 2d Deg. | Orleans | Yes | B | |
| 215. | Thilero Tapp | 15 | 2d Deg. | Orleans | Yes | B | |
| 216. | Darryl Tate | 17 | 2d Deg. | Orleans | | B | LWP ⁸² |
| 217. | Rodney Temple | 16 | 2d Deg. | Orleans | No | B | |
| 218. | Bobby Terrick | 16 | 2d Deg. | Jefferson | No | B | |
| 219. | Bob Thibodeaux | 15 | 2d Deg. | St. Mary | | W | LWP ⁸³ |
| 220. | Frederick Thompson | 17 | 1st Deg. | Caddo | | B | LWP ⁸⁴ |
| 221. | Calvin Tolbert | 17 | 1st Deg. | Caddo | | B | LWP ⁸⁵ |
| 222. | Rodney Tolliver | 17 | 2d Deg. | Lafayette | Yes | B | |
| 223. | Shannon Touchet | 17 | 2d Deg. | Lafayette | No | B | |
| 224. | Shawn Toussaint | 17 | 2d Deg. | Jefferson | No | B | |
| 225. | Jesse Trevathan | 16 | 2d Deg. | Terrebonne | | W | LWP ⁸⁶ |
| 226. | William Tuckson | 17 | 2d Deg. | Jefferson | No | B | |

⁷⁷ Resentenced prior to August 1, 2017.

⁷⁸ Resentenced after August 1, 2017.

⁷⁹ Resentenced after August 1, 2017.

⁸⁰ Resentenced prior to August 1, 2017.

⁸¹ Resentenced prior to August 1, 2017.

⁸² Resentenced after August 1, 2017.

⁸³ Resentenced prior to August 1, 2017.

⁸⁴ Resentenced prior to August 1, 2017.

⁸⁵ Resentenced prior to August 1, 2017.

⁸⁶ Resentenced prior to August 1, 2017.

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| 227. | Herman Tureau | 15 | 2d Deg. | Orleans | No | B | |
| 228. | Gary Tyler | 16 | 1st Deg. | St. Charles | | B | 21 yrs. ⁸⁷ |
| 229. | Charles Unger | 17 | 1st Deg. | Orleans | | W | LWP ⁸⁸ |
| 230. | Terry Vince | Unk. | 1st Deg. | St. Tammany | Yes | B | |
| 231. | Tyrone Webb | 17 | 2d Deg. | Caddo | No | B | |
| 232. | Addarryll Wesley | 16 | 2d Deg. | Caddo | | B | LWP ⁸⁹ |
| 233. | Keffall Whittaker | Unk. | 2d Deg. | EBR | No | B | |
| 234. | Bryan Widenhouse | 17 | 2d Deg. | Bossier | No | W | |
| 235. | Jonathan Wieland | 17 | 1st Deg. | Jefferson | No | W | |
| 236. | Anthony Williams | 17 | 2d Deg. | EBR | Yes | B | |
| 237. | Corey Williams | 16 | 1st Deg. | Caddo | No | B | |
| 238. | Joshua Williams | 16 | 2d Deg. | Orleans | Yes | B | |
| 239. | Kenny Williams | 17 | 2d Deg. | St. Martin | No | B | |
| 240. | Patrick Williams | 17 | 2d Deg. | Tangipahoa | No | B | |
| 241. | Reginald Williams | 17 | 1st Deg. | Orleans | | B | LWP ⁹⁰ |
| 242. | Ronald Williams | 17 | 2d Deg. | Orleans | | B | LWP ⁹¹ |
| 243. | Shon Williams | 17 | 2d Deg. | Orleans | | B | LWP ⁹² |
| 244. | Tyjuane Williams | 17 | 1st Deg. | EBR | No | B | |
| 245. | Willie Williams | 17 | 2d Deg. | Orleans | Yes | B | |
| 246. | Aaron Wilson | 17 | 1st Deg. | Caddo | Yes | B | |
| 247. | Leroy Wilson | 17 | 2d Deg. | Orleans | Yes | B | |
| 248. | Patrick Wilson | 17 | 2d Deg. | EBR | No | B | |
| 249. | Terrance Winn | 16 | 2d Deg. | Caddo | | B | LWP ⁹³ |
| 250. | Joza Wise | 17 | 2d Deg. | Caddo | | B | LWP ⁹⁴ |

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| 251. | Rontrell Wise | 16 | 2d Deg. | Assumption | Yes | B | |
| 252. | Connor Wood | 15 | 2d Deg. | Concordia | Yes | W | |
| 253. | Joseph Woods | 15 | 1st & 2d Deg. | WBR | Yes | B | |
| 254. | Joe Wyatt | 17 | 1st Deg. | Ouachita | Yes | B | |
| 255. | Chad Young | 17 | 2d Deg. | St. Landry | | W | 32 yrs. ⁹⁵ |
| 256. | Dwaine Young | 17 | 2d Deg. | Rapides | No | B | |
| 257. | Sean Young | 17 | 1st Deg. | EBR | No | B | |
| 258. | Troy Young | 17 | 2d Deg. | Lafourche | No | B | |

⁹⁵ Resentenced prior to August 1, 2017.