

Fifth Circuit Court of Appeal State of Louisiana

No. 26-KH-399

STATE OF LOUISIANA

versus

TYRONNE HUNTLEY

IN RE TYRONNE HUNTLEY
APPLYING FOR SUPERVISORY WRIT FROM THE TWENTY-FOURTH JUDICIAL DISTRICT
COURT, PARISH OF JEFFERSON, STATE OF LOUISIANA, DIRECTED TO THE HONORABLE,
DIVISION "K", No. 22-03100

TRUE COPY

September 08, 2026



LINDA TRAN
DEPUTY CLERK

Panel composed of Judges Fredericka Homberg Wicker,
Marc E. Johnson, and Timothy S. Marcel

WRIT DENIED

Relator, Tyronne Huntley, seeks review of the trial court's July 14, 2026 denial of his motion to correct illegal sentence. In his motion, Relator argued that his 15-year sentence for aggravated second degree battery is excessive and mitigating factors, *e.g.*, age, previous criminal record, probability of recidivism, and completion of rehabilitative programs, justified a reduction of his sentence. In its denial, the trial court commended Relator for demonstrating a commitment to rehabilitation but found that Relator's sentence could not be amended once it has begun to be served pursuant to La. C.Cr.P. art. 881.

La. C.Cr.P. art. 882(A) states, "An illegal sentence may be corrected at any time by the court that imposed the sentence or by an appellate court on review." A

defendant may only raise claims relating to the legality of the sentence itself under the applicable sentencing statutes in a motion to correct an illegal sentence. *Taylor v. State*, 12-66 (La. App. 5 Cir. 2/14/12) (unpublished writ disposition), citing *State v. Gedric*, 99-1213 (La. App. 1 Cir. 6/3/99), 741 So.2d 849, 851-52, *writ denied sub nom.*, *State ex rel. Gedric v. State*, 99-1830 (La. 11/5/99), 751 So.2d 239; and *State v. Parker*, 98-256 (La. 5/8/98), 711 So.2d 694, 695, *writ denied*, 12-532 (La. 8/22/12). When a defendant fails to point to a claimed illegal term in his sentence, he does not raise a claim cognizable in a motion to correct an illegal sentence. *Parker*, 711 So.2d at 695.

Here, Relator's pleading did not point to a claimed illegal term in his sentence. Thus, we find that he did not raise a claim cognizable for relief in a motion to correct an illegal sentence. Therefore, we find that the trial court did not err in denying Relator's motion to correct illegal sentence. Accordingly, the writ application is denied.

Gretna, Louisiana, this 8th day of September, 2026.

MEJ
FHW
TSM

SUSAN M. CHEHARDY
CHIEF JUDGE

FREDERICKA H. WICKER
JUDE G. GRAVOIS
MARC E. JOHNSON
STEPHEN J. WINDHORST
JOHN J. MOLAISSON, JR.
SCOTT U. SCHLEGEL
TIMOTHY S. MARCEL

JUDGES



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CURTIS B. PURSELL
CLERK OF COURT

SUSAN S. BUCHHOLZ
CHIEF DEPUTY CLERK

LINDA M. TRAN
FIRST DEPUTY CLERK

MELISSA C. LEDET
DIRECTOR OF CENTRAL STAFF

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NOTICE OF DISPOSITION CERTIFICATE OF DELIVERY

I CERTIFY THAT A COPY OF THE DISPOSITION IN THE FOREGOING MATTER HAS BEEN TRANSMITTED IN ACCORDANCE WITH **UNIFORM RULES - COURT OF APPEAL, RULE 4-6** THIS DAY **09/08/2026** TO THE TRIAL JUDGE, THE TRIAL COURT CLERK OF COURT, AND AT LEAST ONE OF THE COUNSEL OF RECORD FOR EACH PARTY, AND TO EACH PARTY NOT REPRESENTED BY COUNSEL, AS LISTED BELOW:

A handwritten signature in blue ink, reading "Curtis B. Pursell", is written over a horizontal line.

CURTIS B. PURSELL
CLERK OF COURT

26-KH-399

E-NOTIFIED

24th Judicial District Court (Clerk)
Honorable Ellen Shirer Kovach (DISTRICT JUDGE)
Darren A. Allemand (Respondent)

MAILED

Tyronne Huntley #337157 (Relator)
Catahoula Correctional Center
499 Old Columbia Road
Harrisonburg, LA 71340