

**STATE OF LOUISIANA  
COURT OF APPEAL, SECOND CIRCUIT  
430 Fannin Street  
Shreveport, LA 71101  
(318) 227-3700**

No. 56,953-KH

STATE OF LOUISIANA

VERSUS

SYBORIO F. FOSTER

FILED: 2/10/26

RECEIVED: PM 1/8/26

On application of Syborio F. Foster for POST CONVICTION RELIEF in No. 372,765 on the docket of the First Judicial District, Parish of CADDO, Judge Donald Edgar Hathaway Jr.

Pro se

Counsel for:  
Syborio F Foster

James E. Stewart, Sr.

Counsel for:  
State of Louisiana

Before PITMAN, STONE, and STEPHENS, JJ.

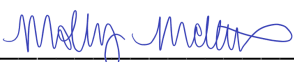
**WRIT DENIED.**

The applicant, Syborio Foster, seeks supervisory review of a November 14, 2025 trial court ruling denying his motion to correct illegal sentence based on the improper use of a predicate offense to support a habitual offender adjudication and sentence. The trial court found that the record confirmed that the five-year cleansing period, from the 2015 termination of Foster's sentence on his prior 2012 conviction to the commission of the instant 2019 offense for negligent homicide, was not met as required by La. R.S. 15:529.1, so the prior conviction was properly used as a predicate offense in the habitual offender adjudication supporting his habitual offender sentence. On the showing made, the writ is denied. La. C. Cr. P. art. 930.2.

Shreveport, Louisiana, this 16 day of April, 2026.

FILED: April 16, 2026



DEPUTY CLERK