

**IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE**

<p>STATE OF TENNESSEE,</p> <p style="padding-left: 100px;">Movant,</p> <p>v.</p> <p>ANTHONY DARRELL DUGARD HINES,</p> <p style="padding-left: 100px;">Defendant.</p>	<p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p>	<p><i>M2025-00221-SC-DPE-DD</i></p> <p>CHEATHAM COUNTY</p> <p>No. _____</p> <p>CAPITAL CASE</p>
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MOTION TO SET EXECUTION DATE

As Tenn. Sup. Ct. R. 12.4(A) requires the State to do when a death-row prisoner has completed the standard three-tier appeals process, the State of Tennessee moves this Court to set an execution date for Anthony Darrell Dugard Hines. In support of this motion, the State relies on the following:

1. A Cheatham County jury convicted Hines for the 1985 murder of Katherine Jean Jenkins. The jury sentenced Hines to death. This Court affirmed Hines' conviction but remanded for resentencing. *State v. Hines*, 758 S.W.2d 515 (Tenn. 1988). The jury again sentenced Hines to death, and this Court affirmed that sentence. *State v. Hines*, 919 S.W.2d 573 (Tenn. 1995). The United States Supreme Court denied certiorari. *Hines v. Tennessee*, 519 U.S. 847 (1996).

2. Hines filed a petition for post-conviction relief, which the trial court denied after an evidentiary hearing. The Court of Criminal Appeals

affirmed the judgment, and this Court denied discretionary review. *Hines v. State*, No. M2004-01610-CCA-RM-PD, 2004 WL 1567120 (Tenn. Crim. App. Jul. 14, 2004), *perm. app. denied* (Tenn. Nov. 29, 2004). Hines did not petition the United States Supreme Court for certiorari.

3. Hines then filed a petition for a writ of habeas corpus in the United States District Court for the Middle District of Tennessee. The district court denied the petition and granted a certificate of appealability. The Sixth Circuit Court of Appeals granted Hines a certificate of appealability on additional issues and granted relief on two issues. *Hines v. Mays*, No. 15-5384, 2020 WL 2498042 (6th Cir. May 14, 2020). But the United States Supreme Court granted certiorari, reversed the Sixth Circuit Court of Appeals' decision, and denied Hines relief. *Mays v. Hines*, 592 U.S. 385 (2021). The Supreme Court further denied rehearing on May 24, 2021. *Mays v. Hines*, 141 S. Ct. 2693 (2021). The Sixth Circuit Court of Appeals then vacated its prior opinion and affirmed the judgment of the district court on January 19, 2023. *Hines v. Mays*, No. 15-5384, 2023 WL 362832 (6th Cir. Jan. 19, 2023). Hines did not petition the United States Supreme Court for certiorari.

4. Hines has thus completed the standard three-tier appeals process, making the setting of an execution date appropriate. *See* Tenn. Sup. Ct. R. 12.4(A). There are no current judicial or executive orders staying Hines' execution or granting him a reprieve.


Because Hines has completed the standard three-tier appeals process as provided in Tenn. Sup. Ct. R. 12.4(A), this Court should set an execution date in accord with the judgment of the Circuit Court of

Cheatham County, Tennessee.

Per Tenn. Sup. Ct. R. 12.4(B), Nicholas W. Spangler should be designated as attorney of record for the Movant, and he prefers to be notified of Court orders or opinions by email at Nick.Spangler@ag.tn.gov.

Respectfully submitted,
JONATHAN SKRMETTI
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J. MATTHEW RICE
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CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing has been forwarded by first-class U.S. Mail, postage paid, to the defendant's counsel, Amy Dawn Harwell at 810 Broadway Suite 200, Nashville, Tennessee 37203, on this the 14th day of February 2025.



NICHOLAS W. SPANGLER
Associate Solicitor General