

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

STATE OF TENNESSEE,)	
)	
Movant,)	
)	MONTGOMERY COUNTY
v.)	No. M2002-01798-SC-DDT-DD
)	
WILLIAM GLENN ROGERS,)	CAPITAL CASE
)	
Defendant.)	

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 William Glenn Rogers. In support of this motion, the State relies on the following:

1. A Montgomery County jury convicted Rogers for the 1996 murder of nine-year-old Jacqueline Beard. The jury sentenced Rogers to death. This Court affirmed Rogers' conviction and death sentence on direct appeal. *State v. Rogers*, 188 S.W.3d 593 (Tenn. 2006). The United States Supreme Court denied certiorari. *Rogers v. Tennessee*, 549 U.S. 862 (1999).

2. Rogers 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. *Rogers v. State*, No. M2010-01987-CCA-R3-PD, 2012 WL 3776675 (Tenn. Crim.

App. Aug. 30, 2012), *perm. app. denied* (Tenn. Dec. 11, 2012). Rogers did not petition the United States Supreme Court for certiorari.

3. Rogers 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 on five issues. The Sixth Circuit Court of Appeals granted Rogers a certificate of appealability on several more issues but ultimately rejected his claims and affirmed the denial of habeas relief. *Rogers v. Mays*, 69 F.4th 381 (6th Cir. 2023) (en banc). The United States Supreme Court denied certiorari on February 20, 2024. *Rogers v. Pounds*, 144 S. Ct. 830 (2024). Rogers did not petition for rehearing, and the time for seeking rehearing has passed.

4. Rogers 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 Rogers' execution or granting him a reprieve.

Because Rogers 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 Montgomery 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,
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