

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

06/10/2025

Clerk of the
Appellate Courts

BYRON LEWIS BLACK v. STATE OF TENNESSEE

**Criminal Court for Davidson County
No. 88-S-1479**

No. M2000-00641-SC-DPE-CD

ORDER

By order dated March 3, 2025, this Court reset the execution of Byron Lewis Black for August 5, 2025, and established deadlines in accordance with *Van Tran v. State*, 6 S.W.3d 257 (Tenn. 1999), to consider Mr. Black's claim that he is not competent to be executed. On May 29, 2025, Mr. Black filed in the trial court a "Petition to Declare Byron Black Incompetent to be Executed." On June 5, 2025, the trial court issued a Memorandum and Order finding Mr. Black failed to make the requisite threshold showing that he is presently incompetent to be executed, and therefore, is not entitled to a competency hearing.

On June 9, 2025, Mr. Black filed a notice of appeal seeking review of the trial court's determination. In accordance with *Van Tran*, 6 S.W.3d at 271–72, it is therefore ORDERED that the record of the competency proceedings in the trial court shall be filed with the Office of the Appellate Court Clerk in Nashville by June 16, 2025. Mr. Black shall file his brief in this Court no later than five days from the date the record is filed. The State's responsive brief shall be filed no later than five days from the date Mr. Black's brief is filed.

PER CURIAM