

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

FILED

09/30/2025

Clerk of the
Appellate Courts

STATE OF TENNESSEE vs. GARY WAYNE SUTTON

**Circuit Court for Blount County
No. C6669, C6670**

No. E1997-00196-SC-DDT-DD

ORDER

By order dated February 22, 2022, this Court set the execution of Gary Wayne Sutton for October 6, 2022. On May 3, 2022, Governor Lee issued an executive reprieve and subsequently paused all executions until a revised lethal injection protocol was announced on December 27, 2024.

Pursuant to Tennessee Supreme Court Rule 12(4)(E), it is hereby ORDERED that the execution of Mr. Sutton is reset for the 3rd day of December, 2026. The Warden or his designee shall notify Mr. Sutton no later than November 3, 2026, of the method the Tennessee Department of Correction (TDOC) will use to carry out the execution and any decision by the Commissioner of TDOC to rely upon the Capital Punishment Enforcement Act. *See* Tenn. Code Ann. § 40-23-114. Counsel for Mr. Sutton shall provide a copy of any order staying execution of this order to the Office of the Clerk of the Appellate Court in Nashville. The Clerk shall expeditiously furnish a copy of any order of stay to the Warden of the Riverbend Maximum Security Institution.

PER CURIAM