IN THE SUPREME COURT OF TENNESSEE AT JACKSON

	ROBERT GLEN COE,)	
	Petitioner-Appellant CR-00098))	No. 02S01-9910-
	V.)	
	STATE OF TENNESSEE)	
Respon	dent-Appellee.)		

MOTION TO STRIKE

Petitioner Robert Glen Coe hereby moves to strike the November 29, 1999 motion to set execution date filed in this matter by Attorney General Paul Summers and his staff. General Summers and his staff are ethically disqualified from acting as Robert Coe=s adversaries, because General Summers suffers a conflict of interest recognized by Tennessee law: Having served as a judge on Robert Coe=s case, he cannot now act as a litigant against Robert Coe and assume an adversary stance against Robert Coe.

The motion to set execution date should therefore be stricken for these reasons and for all the reasons contained in a contemporaneously-filed Motion To Disqualify and Memorandum In Support, which plainly require the disqualification of General Summers and his staff under the circumstances.

Respectfully Submitted,

James H. Walker Attorney at law 601 Woodland Street Nashville, TN 37206 (615) 254-0202

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing has been forwarded by first-class mail, postage prepaid, to Glenn R. Pruden, Assistant Attorney General, 425 5th Avenue, North, Nashville, TN 37243, on this the _____ day of December, 1999.

IN THE SUPREME COURT OF TENNESSEE AT JACKSON

ROBERT GLEN COE,)
Petitioner-Appellant))))
V.)
STATE OF TENNESSEE	
Respondent-Appellee.)

No. 02S01-9910-CR-00098

VERIFICATION

I verify that the assertions made in the foregoing motion are true and correct to the best of my knowledge.