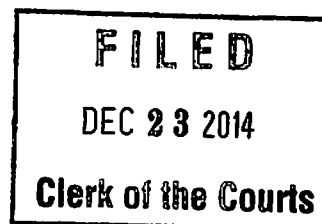


IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

STEPHEN MICHAEL WEST, ET AL. V. DERRICK D. SCHOFIELD, ET
AL.

Chancery Court for Davidson County
No. 131627I

No. M2014-00320-SC-R11-CV



ORDER

On December 19, 2014, the Office of the Federal Public Defender for the Middle District of Tennessee filed, on behalf of Appellees Edmund Zagorski, Abu-Ali Abdur'Rahman, Charles Wright, Donald Johnson, and Donald Strouth, a "Post-Argument Brief" that purported to "clarify various matters that either were not articulated, improperly articulated, or otherwise not properly presented at the recent oral argument." That same day, the office of the Tennessee Post-Conviction Defender filed, on behalf of Appellee Lee Hall, notice that Mr. Hall joined in the Post-Argument Brief. On December 22, 2014, the Appellant, State of Tennessee, filed a Motion to Strike "Post-Argument Brief" on the grounds that there is no provision in the Rules of Appellate Procedure or the Rules of this Court for a "post-argument" brief, the plaintiffs' brief and notice violate this Court's scheduling order, and consideration of the post-argument brief would violate the spirit of Tennessee Rule of Appellate Procedure 35(d), which gives the party requesting relief from the judgment the right to open and conclude the argument.

The parties were given a full and fair opportunity to brief the issues and to flesh out those issues during oral argument. Accordingly, after due consideration and for the reasons cited by the State, the Motion to Strike is GRANTED.

PER CURIAM