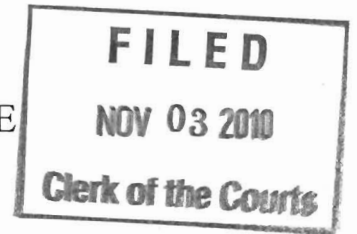


IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE



**STEPHEN MICHAEL WEST v. GAYLE RAY, in her official capacity as
Tennessee's Commissioner of Correction, et al.**

**Chancery Court for Davidson County
No. 10-1675-I**

No. M2010-02276-SC-RDM-CV - Filed: November 3, 2010

ORDER

On November 2, 2010, appellant Stephen Michael West filed in the Court of Appeals a Rule 9 Application for Permission to Appeal from an order entered by the Chancery Court for Davidson County in which that court declined to issue a temporary injunction prohibiting the defendants from carrying out Mr. West's execution using the current lethal injection protocol. At the same time, Mr. West filed in this Court a "Request for Assumption of Jurisdiction of Undecided Case Pursuant to Rule 48, Rules of the Supreme Court of the State of Tennessee." On November 3, 2010, the Court of Appeals denied the appellant's application for permission to appeal. Accordingly, the "Request for Assumption of Jurisdiction" is denied as moot.

PER CURIAM
