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IN THE SUPREME COURT OF TENNESSEE

STATE OF TENNESSEE,)
Movant, v.)
)
)
CHARLES WALTON WRIGHT,)
CHARLES WALTON WRIGHT,)
Defendant.)

FILED JAN 11 2018 Clerk of the Appellate Courts

Rec'd By

No. M1985-00008-SC-DDT-DD

NOTICE

By order dated January 31, 2014, this Court granted a motion filed by the State of Tennessee to set an execution date for the defendant Charles Walton Wright. The Court set a date of June 23, 2015.

On February 26, 2015, the Court vacated its order setting an execution date due to ongoing litigation and appeal of a declaratory judgment action challenging the constitutionality of Tennessee's lethal injection protocol. The Court ultimately ruled that the petitioners in that matter, which included the defendant Wright, failed to show that the State's method of execution violated the Eighth Amendment or was otherwise unlawful. West v. Schofield, 519 S.W.3d 550 (Tenn. 2017).

Petitioners filed two separate petitions for a writ of certiorari in the United States Supreme Court seeking further review of this Court's decision. Stephen Michael West, et al. v. Tony Parker, et al., No. 17-6024 (U.S.); Abu Ali Abdur 'Rahman, et al. v. Tony Parker, et al., No. 17-6068 (U.S.).

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The State now provides notice that the Supreme Court denied certiorari in both petitions on November 27, 2017, and January 8, 2018, respectively. Copies of the two letters from the U.S. Supreme Court notifying the parties that certiorari has been denied in the respective petitions are attached. Thus, the defendant's challenge to the lethal injection protocol is finally concluded, and this Court's December 22, 2014, reprieve is lifted or dissolved. *See* Tenn. Sup. Ct. R. 12.4(E) ("Where the date set by the Court for execution has passed by reason of a stay or reprieve, this Court shall sua sponte set a new date of execution when the stay or reprieve is lifted or dissolved, and the State shall not be required to file a new motion to set an execution date.").

Respectfully submitted,

HERBERT H. SLATERY III Attorney General & Reporter

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Solicitor General

JENN/FER L. SMITH Associate Solicitor General P. O. Box 20207 Nashville, Tennessee 37202 Phone: (615) 741-3487 Fax: (615) 741-2009

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Notice was forwarded by United States mail, first-class postage prepaid, on the $\cancel{11}$ day of January, 2018, to the following:

Kelley Henry, Assistant Federal Public Defender Office of the Federal Public Defender 810 Broadway, Suite 200 Nashville, TN 37202

Glenn R. Funk District Attorney General 20th Judicial District 222 2nd Ave. N, Suite 500 Nashville, TN 37201

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JENN/FER L. SMITH Associate Solicitor General

Supreme Court of the United States Office of the Clerk Washington, DC 20543-0001

Scott S. Harris Clerk of the Court (202) 479-3011

November 27, 2017

Ms. Jennifer L. Smith Office of the Attorney General Associate Solicitor General P.O. Box 20207 Nashville, TN 37202-0207

> Re: Stephen Michael West, et al.
> v. Tony Parker, Commissioner, Tennessee Department of Corrections, et al.
> No. 17-6024

Dear Ms. Smith:

The Court today entered the following order in the above-entitled case:

The petition for a writ of certiorari is denied.

Sincerely,

Jull S. Hans

Scott S. Harris, Clerk

Supreme Court of the United States Office of the Clerk Washington, DC 20543-0001

Scott S. Harris Clerk of the Court (202) 479-3011

January 8, 2018

Ms. Jennifer L. Smith Office of the Attorney General Associate Solicitor General P.O. Box 20207 Nashville, TN 37202-0207

> Re: Abu Ali Abdur'Rahman, et al.
> v. Tony Parker, Commissioner, Tennessee Department of Corrections, et al.
> No. 17-6068

Dear Ms. Smith:

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The Court today entered the following order in the above-entitled case:

The petition for a writ of certiorari is denied.

Sincerely,

Sutt S. Hans

Scott S. Harris, Clerk