

**IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE**

ABU-ALI ABDUR'RAHMAN)	
)	
Respondent/Defendant,)	
)	
v.)	NO. M1988-00026-SC-DPE-PD
)	
STATE OF TENNESSEE)	
)	
Movant.)	

Filed February 5, 2003

**SECOND SUPPLEMENT TO PETITIONER'S
OPPOSITION TO MOTION TO RESET EXECUTION DATE**

In addition to the reasons previously set for in Mr. Abdur'Rahman's "Opposition to Motion to Reset Execution Date" and "Notice of Supplemental Authority," Mr. Abdur'Rahman notifies the Court that the United States Supreme Court has just recently granted certiorari in the case of United States v. Castro, Case No. 02-6683. See Exhibit A, Order List, 537 U.S. ____, January 27, 2003. The questions presented in Castro are precisely the issues presented in Mr. Abdur'Rahman's rehearing petition which is currently pending in the the United States Supreme Court.

Mr. Abdur'Rahman has thus far been denied review of the merits of his federal constitutional claims that the prosecutor in his case hid exculpatory evidence and misled the judge, the jury and defense counsel about the facts in this case. The outcome in the Castro case could very well push aside the procedural technicalities which have stood in the way of a fair

review of this case and open the door to federal review of these most serious allegations. This Court should not cut short that opportunity.

WHEREFORE, for all of the reasons previously stated and those stated herein, the State's motion to reset the execution date in this case should be denied.

Respectfully submitted,

William P. Redick, Jr. (BPR #6376)
810 Broadway, Suite 401
Nashville, TN 37203

Bradley A. MacLean (BPR # 9562)
STITES & HARBISON PLLC
SunTrust Center, Suite 1800
424 Church Street
Nashville, Tennessee 37219

Counsel for Mr. Abdur'Rahman

VERIFICATION

I, Bradley A. MacLean, do hereby swear and affirm that the facts contained in the attached Second Supplement to Opposition to Motion to ReSet Execution Date are true and accurate to the best of my knowledge and belief.

Bradley A. MacLean

Sworn to and subscribed before me

this the ____ day of February, 2003.

NOTARY PUBLIC

My Commission Expires

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by hand delivery upon Joseph F. Whalen, Assistant Attorney General, Office of the Tennessee Attorney General, 500 Charlotte Avenue, Nashville, TN 37202-0207, on this the ____ day of February, 2003.

Bradley A. MacLean

DESIGNATION OF ATTORNEY OF RECORD
FOR MR. ABDUR'RAHMAN

Mr. Abdur'Rahman designates the following attorneys of record:

Mr. Bradley A. MacLean, Esq.
Stites & Harbison, PLLC
SunTrust Center, Suite 1800
424 Church Street
Nashville, Tennessee 37219

Phone: (615) 782-2237
Facsimile: (615) 782-2371
Email: bradley.maclea@stites.com

Mr. MacLean prefers that he be notified of orders or opinions of the Court by email.

Mr. William P. Redick, Jr., Esq.
810 Broadway
Suite 401
Nashville, Tennessee 37203

Phone: (615) 742-9865
Facsimile: (615) 736-5265
Email: w.redick@worldnet.att.net

Mr. Redick prefers that he be notified of orders or opinions of the Court by email.