

05A1216

CAPITAL CASE  
EXECUTION DATE: 6/28/06 at 1:00 a.m.

Supreme Court, U.S.  
**FILED**  
JUN 27 2006

**CLERK**

No. 05-\_\_\_\_\_

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IN THE  
SUPREME COURT OF THE UNITED STATES

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SEDLEY ALLEY,

*Petitioner,*

v.

STATE OF TENNESSEE,  
*Respondent.*

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ON PETITION FOR WRIT OF CERTIORARI TO  
TENNESSEE COURT OF CRIMINAL APPEALS

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MOTION FOR STAY OF EXECUTION

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Paul R. Bottei  
Kelley J. Henry  
Gretchen L. Swift

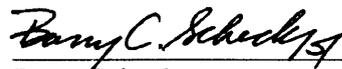
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Petitioner Sedley Alley respectfully moves this Court for a stay of his June 28, 2006 execution date pending the disposition of the accompanying petition for writ of certiorari. As more fully explained in the petition, the Tennessee courts have arbitrarily denied him access to evidence for DNA testing, in violation of due process. The motion for stay should be granted.

Respectfully submitted,



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Barry Scheck  
Vanessa Potkin  
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#### CERTIFICATE OF SERVICE

I certify that a copy of this Petition was served by hand on Jennifer Smith, Office of the Attorney General, 425 Fifth Avenue North, Nashville, Tennessee 37243 this 27<sup>th</sup> day of June 2006.

