

IN THE SUPREME COURT OF ALABAMA  
July 29, 2008

1951985

Ex parte Thomas Douglas Arthur. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Thomas Douglas Arthur v. State of Alabama) (Jefferson Circuit Court: CC-87-577; Criminal Appeals: CR-91-0718).

ORDER

The petitioner having filed a Motion for Access to DNA Evidence Before July 31, 2008, Execution, and the same having been duly submitted to the Court,

IT IS ORDERED that the motion is denied.

See, Woodall, Stuart, Smith, Bolin, and Parker, JJ., concur.

Lyons and Murdock, JJ., dissent.

Cobb, C.J., recuses.

I Robert G. Esdale, Sr., as Clerk of the Supreme Court of Alabama, do hereby certify that the foregoing is a full, true and correct copy of the instrument(s) herewith set out as same appear(s) of record in said Court.

Witness my hand this 29<sup>th</sup> day of July, 2008

*Robert G. Esdale, Sr.*  
Clerk, Supreme Court of Alabama



SUPREME COURT OF ALABAMA

Robert G. Esdale  
Clerk  
Lynn Knight  
Assistant Clerk

Office of the Clerk  
300 Dexter Avenue  
Montgomery, AL 36104-3741  
(334)229-0700

FACSIMILE TRANSMITTAL FORM

CONFIDENTIAL NOTE: The information contained in this facsimile message is legally privileged and confidential intended only for the use of the individual or entity named below. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of this telecopy is strictly prohibited. If you have received this telecopy in error, please immediately notify us by telephone and return the original message to us at the address above via the United States Postal Service. Thank you.

DATE: 7/29/08 TIME: \_\_\_\_\_

TO: Sahana Han, Jordan Rizzo FAX NO. 212-558-3588

FROM: Clerk's Office FAX NO. (334)229-0520

\_\_\_\_\_ Number of pages, including transmittal form.

MESSAGE:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_