

SUPREME COURT OF ARIZONA

STATE OF ARIZONA,)	Arizona Supreme Court
)	No. CR-90-0323-AP
Appellee,)	
)	Maricopa County Superior
v.)	Court
)	No. CR-90-00066
JEFFREY TIMOTHY LANDRIGAN aka)	
JEFFREY DALE PAGE,)	
)	
Appellant.)	

O R D E R

On September 25, 2007, this Court issued a warrant of execution in the captioned case. On that same day, the United States Supreme Court granted certiorari in *Baze v. Rees*, No. 07-5439, 2007 WL 2075334 (Sept. 25, 2007), to consider whether the use of a lethal injection procedure to conduct an execution violates the Eighth Amendment to the United States Constitution.

Defendant filed a Motion to Stay Execution on September 28, 2007, contending that the United States Supreme Court's grant of certiorari review of one of the issues raised by Defendant, among other reasons, provides a basis sufficient to justify a stay of execution. The State has filed a response to that motion.

On October 4, 2007, Defendant filed a Petition for Post-Conviction Relief in the Maricopa County Superior Court, pursuant to Arizona Rule of Criminal Procedure 32. Defendant then filed his Second Supplement to Motion to Stay Landrigan's Execution with this Court on October 5, 2007.

The Court has considered all documents filed in this matter. Therefore,

IT IS ORDERED treating Defendant's October 5, 2007 Second Supplement to Motion to Stay Landrigan's Execution as an application for stay filed pursuant to Arizona Revised Statutes section 13-4234.J (2000 & Supp. 2006).

IT IS FURTHER ORDERED, in light of the grant of certiorari in *Baze v. Rees*, granting Defendant's application for stay of execution. The stay will remain in effect until further Order of this Court.

DATED this _____ day of October, 2007.

Ruth V. McGregor
Chief Justice

TO:

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