

SUPREME COURT OF GEORGIA
Case No. S08W0263

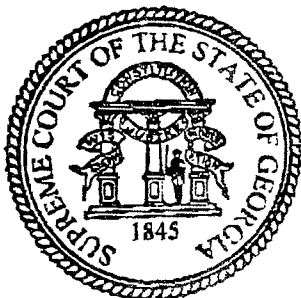
Atlanta

OCT 18 2007

The Honorable Supreme Court met pursuant to adjournment.
The following order was passed:

JACK E. ALDERMAN v. HILTON HALL, WARDEN

It appearing that the above-styled application for a certificate of probable cause raises the issue of the constitutionality of lethal injection as the method by which a capital sentence may be carried out, that that issue is presently before the Supreme Court of the United States (see Baze v. Rees, __ SC __ (2007)), that that Court has stayed an execution pending final disposition of an appeal in which lethal injection is challenged (see Emmett v. Johnson, __ SC __, 2007 WL 3018923 (Stay granted October 17, 2007)), and that the issue "could not reasonably have been raised" during the time Applicant's last state habeas petition was pending (OCGA § 9-14-51), the application for a stay of execution is hereby granted until further order of this Court. A decision as to the grant or denial of the application for certificate of probable cause is reserved for further consideration.



SUPREME COURT OF THE STATE OF GEORGIA
Clerk's Office, Atlanta

I hereby certify that the above is a true extract from
the minutes of the Supreme Court of Georgia
Witness my signature and the seal of said court hereto
affixed the day and year last above written.

Theresa J. Ganser Clerk