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SUPREME COURT OF ALABAMA

OCTOBER TERM, 2011-2012

1101279

Ex parte Benito Ocampo Albarran

PETITION FOR WRIT OF CERTIORARI
TO THE COURT OF CRIMINAL APPEALS

(In re: Benito Ocampo Albarran

v.

State of Alabama)

(Madison Circuit Court, CC-06-1522;
Court of Criminal Appeals, CR-07-2147)

PER CURIAM.

WRIT QUASHED. NO OPINION.

Woodall, Stuart, Bolin, Parker, Murdock, and Shaw, JJ.,
concur.

Main, J., concurs in part and dissents in part.

Wise, J., recuses herself.*

*Justice Wise was a member of the Court of Criminal Appeals when that court considered this case.

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MAIN, Justice (concurring in part and dissenting in part).

On November 17, 2011, this Court granted the writ of certiorari as to issue 1 and issue 20 in Benito Ocampo Albarran's petition. I concur in quashing the writ as to issue 20. However, because I would consider issue 1, I dissent from this Court's order insofar as it quashed the writ as to that issue.