REL: 10/19/2012

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SUPREME COURT OF ALABAMA

OCTOBER TERM, 2012-2013

1111512

Ex parte State of Alabama

PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS

(In re: Jason Bart Naylor

v.

State of Alabama)

(Lawrence Circuit Court, CC-10-118; Court of Criminal Appeals, CR-10-1540)

WISE, Justice.

The petition for the writ of certiorari is denied.

1111512

In denying the petition for the writ of certiorari, this Court does not wish to be understood as approving all the language, reasons, or statements of law in the Court of Criminal Appeals' opinion. <u>Horsley v. Horsley</u>, 291 Ala. 782, 280 So. 2d 155 (1973).

WRIT DENIED.

Malone, C.J., and Woodall, Stuart, Bolin, Parker, Murdock, and Main, JJ., concur.

Shaw, J., dissents.