

IN THE SUPREME COURT OF ALABAMA



March 29, 2019

1171025 Ex parte Aaron Cody Smith. PETITION FOR WRIT OF MANDAMUS: CRIMINAL (In re: State of Alabama v. Aaron Cody Smith) (Montgomery Circuit Court: CC-16-1397; Criminal Appeals : CR-17-1042).

CERTIFICATE OF JUDGMENT

WHEREAS, the ruling on the application for rehearing filed in this case and indicated below was entered in this cause on March 29, 2019:

Application Overruled. No Opinion. Bolin, J. - Bryan, Sellers, and Stewart, JJ., concur. Mendheim, J., dissents. Mitchell, J., concurs in part and dissents in part. Parker, C.J., and Shaw, and Wise, JJ., recuse themselves.

WHEREAS, the appeal in the above referenced cause has been duly submitted and considered by the Supreme Court of Alabama and the judgment indicated below was entered in this cause on January 11, 2019:

Petition Granted In Part; Denied In Part. Writ Issued. Bolin, J. - Stuart, C.J., and Bryan, and Sellers, JJ., concur. Main, J., concurs in the result. Mendheim, J., concurs in part and dissents in part. Parker, Shaw, and Wise, JJ., recuse themselves.

NOW, THEREFORE, pursuant to Rule 41, Ala. R. App. P., IT IS HEREBY ORDERED that this Court's judgment in this cause is certified on this date. IT IS FURTHER ORDERED that, unless otherwise ordered by this Court or agreed upon by the parties, the costs of this cause are hereby taxed as provided by Rule 35, Ala. R. App. P.

I, Julia J. Weller, 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 29th day of March, 2019.

A handwritten signature in cursive script that reads "Julia Jordan Weller".

Clerk, Supreme Court of Alabama