



IN THE SUPREME COURT OF ALABAMA

March 11, 2019

1180047

Ex parte Michael Gregory Hubbard. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Michael Gregory Hubbard v. State of Alabama) (Lee Circuit Court: CC-14-565; Criminal Appeals: CR-16-0012).

ORDER

The Petition for Writ of Certiorari filed by Michael Gregory Hubbard on October 11, 2018, having been submitted to this Court,

IT IS ORDERED that the Petition for Writ of Certiorari is GRANTED as to issue 1, Writ DENIED as to issue 2.

The Petitioner may file a brief within fourteen (14) days from the date of this Order. Thereafter, the Respondent may file a brief in accordance with subsection (g)(2) of Rule 39. If the Petitioner or the Respondent chooses not to file a brief, that party must file a waiver of the right to file the brief within the time the brief is due under the appellate rules. See Rule 39(g)(1) and (2), Ala. R. App. P.

The Petitioner may file a reply brief in response to the Respondent's brief within fourteen (14) days of the filing of the Respondent's brief, in accordance with subsection (g)(3) of Rule 39, Ala. R. App. P.

See Rule 39(h), Ala. R. App. P., with regard to oral argument.

PER CURIAM Parker, C.J., and Bolin, Wise, Sellers, Mendheim, and Stewart, JJ., concur.

Shaw and Mitchell, JJ., recuse.



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Mitchell, Justice (statement of recusal)

The law firm at which I was a shareholder before I became an Associate Justice on this Court represented person(s) in connection with this case while I was an attorney there. I therefore recuse myself.

Witness my hand this 11th day of March, 2019.

A handwritten signature in cursive script, reading "Julia Jordan Miller".

Clerk, Supreme Court of Alabama

FILED
March 11, 2019
1:58 pm

Clerk
Supreme Court of Alabama

cc:

D. Scott Mitchell
Phil Adams
William J. Baxley
R. Lance Bell
Joel Evan Dillard
Sam H. Heldman
David McKnight
Blake L. Oliver
Steven Marshall
Miles M. Hart
James Roy Houts