

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

March 17, 2000

**Cecil Crowson, Jr.
Appellate Court Clerk**

STATE OF TENNESSEE

v.

ROBERT GLEN COE

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No. M1999-01313-SC-DPE-PD
Shelby County

MOTION FOR CERTIFICATE OF COMMUTATION

Robert Glen Coe ("Coe"), through counsel, respectfully moves the Tennessee Supreme Court to issue a certificate of commutation pursuant to Section 106 of Chapter 27 of Title 40 of the Tennessee Code. In support hereof, Coe submits:

1. Section 106 of Chapter 27 of Title 40 of the Tennessee Code authorizes the Tennessee Supreme Court to issue a certificate to the Governor urging that a death sentence be commuted when there are extenuating circumstances attending a particular case.
2. The Tennessee Supreme Court has recently considered a competency to be executed claim in these proceedings. Although the Court affirmed the trial court's ruling that Coe was not incompetent to be executed, the Court was presented with abundant proof in the transcript of those proceedings attesting to Coe's severe, life-long mental illness. Coe hereby relies upon the transcript of those proceedings as proof of the necessary extenuating circumstances that should lead the Court to issue a certificate of commutation.
3. Coe further submits herewith photocopies of his filings made with the Tennessee Board of Pardons and Paroles requesting, inter alia, executive commutation. Coe relies additionally on these filings in support of his motion for a certificate of commutation. They likewise demonstrate his severe mental illness and other

extenuating circumstances that should lead the Court to issue a certificate of commutation.

For these reasons, the Tennessee Supreme Court should issue a certificate of commutation.

Respectfully submitted:

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Counsel for Robert Glen Coe

CERTIFICATE OF SERVICE

I hereby certify that a true and correct photocopy of the foregoing has been mailed, first-class, postage per-paid, to Glen Pruden, Office of the Tennessee Attorney General, Criminal Division, 425 Fifth Avenue North, Cordell Hull Building, Nashville, Tennessee 37243-0493, this _____ day of March, 2000.
