

No. 24A1192

IN THE
SUPREME COURT OF THE UNITED STATES

GREGORY HUNT,

Petitioner,

v.

ALABAMA,

Respondent.

REPLY TO STATE'S RESPONSE ASKING THIS COURT TO DENY
EMERGENCY STAY OF EXECUTION

EXECUTION ON JUNE 10, 2025, AT 6 P.M. CENTRAL

Gregory Hunt
AIS #Z-521
Holman Correctional Facility
Holman 3700
Atmore, AL 36503
Pro se

Petitioner¹ has two successive Rule 32 petitions before the circuit court of Walker County, Alabama. That court has yet to rule on petitions nor has it agreed with the State's proposed order.

Third Petition

In the petition titled third successive Rule 32 based on newly discovered facts, ARCP 32.1(e), the court has not ruled the claim is not newly discovered fact, nor has the court ruled petitioner's interpretation of *Napue v. Illinois*, 360 U.S. 264 (1959), is an unreasonable application of established law in light of this Court's ruling in *Andrew v. White*, 145 S. Ct. 75 (2025). It has also not ruled it is subject to preclusion.

Should the circuit court rule it meets the ARCP 32.1(e) newly discovered facts, the circuit court based upon *Glossip v. Oklahoma* can assess the pleading applying the proper *Napue* standard, and no retroactivity is necessary in that analysis. The only issue the court may have is whether *Andrew v. White* allows Mr. Hunt's interpretation of *Napue* to apply, or if it is unreasonable application of established law.

¹ Gregory Hunt conveys to this Honorable Court that I am pro se filing and any appearance of attorney is merely typing and presenting to courts my legal notes or what I am able to provide over the phone. I have no law library but obtain laws from other inmate filings who will allow me to look at their cases.

The *Napue* principle at 269-70, a lie is a lie no matter what. A lie is a lie no matter what is interpreted. A lie is a lie no matter who told it or when. If it has anything to do with the case, it is the obligation and duty of the prosecutor to correct what he knows is false and elicit the truth. The principle holding does not restrict meaning to a lying witness or false witness. The prosecutor knowingly lied to the jury. He had a obligation and duty to correct his own lie and elicit the truth.

The circuit court has not ruled if this is an unreasonable application of the *Napue* standard. If the circuit court believes it is not unreasonable application of established law, the circuit court may reverse conviction.

This Honorable Court should grant the writ asking for emergency stay of execution to allow factual determinations by the lower court to be developed.

Second Successive Rule 32

The second successive Rule 32 petition asks the circuit court to revisit and reconsider the first successive Rule 32 petition. The circuit court would determine if the “effect” of *Glossip* created a new rule by imposing new responsibility on states to modify procedural law that precludes review of *Napue* standard for lack of diligence.

The state court has not ruled it violates state's non retroactive law to apply the proper *Napue* standard while reconsidering first petition. In both the second and third successive Rule 32 petitions the state would have to prove beyond a reasonable doubt the prosecutorial misconduct had no effect on the jury decision making function that led to verdict.

* * *

The circuit court may determine due process violations and prosecutorial misconduct violate fundamental fairness to right an egregious degree it is a fundamental miscarriage of justice implicating integrity or public reputation of judicial proceedings it may grant relief.

Petitioner's request for emergency stay ask this Honorable Justice Clarence Thomas to allow a record of factual development to develop so this Court has a record of facts should petitioner be allowed to file a writ of cert because the circuit court may grant relief on either pending petition.

Respectfully submitted,



Gregory Hunt
Pro se

Executed on June 8, 2025

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PROOF OF SERVICE

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PROOF OF SERVICE

I, Gregory Hunt, pro se, do swear or declare that on this date, June 8, 2025, as required by Supreme Court Rule 29 I have served the enclosed REPLY TO STATE'S EMERGENCY RESPONSE ASKING THIS COURT TO DENY EMERGENCY STAY OF EXECUTION on each party's counsel by depositing an envelope containing the above document in the United States mail properly addressed to each of them and with first-class postage prepaid, addressed as follows:

Lauren A. Simpson
Assistant Attorney General
State of Alabama
501 Washington Avenue
Montgomery, AL 36130

Counsel for the State of Alabama

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 8, 2025.

Respectfully submitted,



Gregory Hunt