

04-563 MAYLE V. FELIX

DECISION BELOW: 379 F3d 612

LOWER COURT CASE NUMBER: 02-16614

QUESTION PRESENTED:

When a habeas petitioner challenging a state judgment amends his petition to include a new claim, does the amendment relate back to the date of the filing of his petition and thus avoid the one-year statute of limitations, 28 U.S.C. § 2244(d)(1), so long as the new claim stems from the prisoner's trial, conviction, or sentence?

CERT. GRANTED 1/7/2005