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12.  
App. 1

**Section 39-1901, T.C.A.,**

39-1901 T.C.A. False Pretense. – Any person, Who, by any false pretense, or by any false Token or counterfeit letter, with intent to defraud another, obtains from any person any personal property, or the signature of any person to any written instrument, the false making of which is forgery, shall, on conviction, be punished as in case of larceny.

The words “false pretense” include all cases of Pretended buying, borrowing, or hiring, bailment or deposit, and all cases of pretended ownership, where the person obtaining possession intended, at the time he received the property, feloniously to steal the same.

APP. P. 2

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

STATE OF TENNESSEE

v.

JESSIE D. MCDONALD

Davidson County Criminal Court No. B-317

No. M2017-02293-SC-UNK-CO

Filed Date:

11/27/2017

Clerk of the Appellate Court

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ORDER

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On November 17, 2017, Jessie D. McDonald, proceeding *pro se*, filed a Motion to Issue Stay and Recall Mandate from the Court's decision issued in 1976. *See State v. Jessie D. McDonald*, 534 S. W. 2d 650 (Tenn. 1976). Upon due consideration, it is hereby ORDERED that the motion is DENIED.

PER CURIAM

APP. P. 3

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

STATE OF TENNESSEE

v.

JESSIE D. MCDONALD

Davidson County Criminal Court  
No. B-317, 2007-D-3344

No. M2017-02152-SC-R10-CO

Filed Date:

01/18/2018

Clerk of the Appellate Courts

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ORDER

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Upon consideration of the Rule 10 application for extraordinary appeal of Jessie D. McDonald and the record before us, the application is denied. Costs are taxed to Jessie D. McDonald and his surety, for which execution may issue if necessary.

**PER CURIAM**