

EXHIBIT B

IN THE ALABAMA SUPREME COURT

CAPITAL CASE

EX PARTE EGGERS,

NO. 1040344

(IN RE: EGGERS V STATE, [CC-01-218], 914 So.2d 883; EGGERS V ALABAMA, 2:13-cv-01460-LSC)

WAIVER/NOTIFICATION/
MOTION TO EXPEDITE EXECUTION

DATE: 01-10-2016

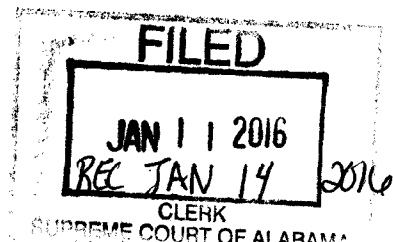
TO THE HONORABLE CLERK OF THE COURT;
CHIEF JUSTICE ROY MAHRE;

PART A: WAIVER OF ALL FUTURE APPEALS

NOW COMES THE PETITIONER, MICHAEL WAYNE EGGERS, IN THE ABOVE STYLED ACTION, BEING OF SOUND MIND AND BODY, HEREBY WAIVING HIS RIGHT TO ANY AND ALL FUTURE APPEALS IN THE STATE AND/OR FEDERAL COURTS IN RELATION TO EGGERS' CONVICTION AND SENTENCE OF DEATH.

PART B: NOTIFICATION

ON 11-25-2015, HONORABLE L. SCOTT COOPER, DENIED EGGERS' FEDERAL HABEAS CORPUS



APPLICATION.

NO MOTION FOR RECONSIDERATION, NOR HAS AN APPEAL TO THE 11TH CIRCUIT COURT OF APPEALS HAS BEEN FILED.

NO OTHER RELIEF IS AVAILABLE IN THE U.S. COURTS, AS SUCH ACTIONS WOULD BE TIME BARRED.

PART C: MOTION TO EXPEDITE

EDGERS NOW MOVES THIS COURT TO EXPEDITE EDGERS EXECUTION, SENTENCE OF DEATH AND THE EFFECTIVE ADMINISTRATION OF JUSTICE, FOR THE FAMILY MEMBERS OF ONE BENNIE FRANKS MURRAY AND CITIZENS OF THE STATE OF ARIZONA.

EDGERS DOES NOT CHALLENGE THE METHOD OF EXECUTION EMPLOYED, OR THE DRUGS USED FOR SAID EXECUTION BY THE STATE OF ARIZONA.

EDGERS FURTHER ASSETS THE FOLLOWING IN SUPPORT:

1. IN JANUARY 2001, EDGERS PROVIDED AN INVOLUNTARY STATEMENT USED TO CONVICT EDGERS.
2. EDGERS INVOLUNTARILY PROVIDED EVIDENCE BELIEVING THAT HIS EXTRACTION, TRIAL AND EXECUTION WOULD TAKE PLACE WITHIN A SHORT TIME FRAME.
3. DEFENSE COUNSEL INFORMED EDGERS THAT IT WOULD TAKE 3 YEARS FOR THE STATE TO TAKE EDGERS TO TRIAL WHEN EDGERS INVOLVED

HIS RIGHT TO A PROMPT AND SPEEDY TRIAL IN MAY 2001.

4. EGGERS PERSISTED, OBTAINING A TRIAL IN AUGUST 2002.

5. EGGERS WAS COMPELLED TO MOVE FORWARD ON DIRECT APPEAL IN ACCORD WITH ALABAMA LAW.

6. EGGERS FILED WAIVERS IN 2003, 2006, 2009, 2012, 2013, 2014, AND IN 2015, HOWEVER, EGGERS HAS ALWAYS BEEN COMPELLED TO MOVE FORWARD WITHOUT EXPLANATION.

7. THIS IS THE 1ST WAIVER OF 2016.

8. JUSTICE SHOULD BE SWIFT, NOT A FAÇADE.

9. TRIAL ATTORNEYS DELIBERATELY PROVIDE INEFFECTIVE ASSISTANCE, WAIVING THE ACCUSED'S RIGHTS WHICH ARE FOREVER BARRED WITHOUT KNOWLEDGE THAT A VERIFIABLE CAUSE AND PREJUDICE ARGUMENT MUST TIMELY BE PRESENTED.

10. DIRECT APPEAL LAWYERS FAIL TO ASSESS TRIAL COUNSEL'S FAILURES IN A TIMELY MOTION FOR A NEW TRIAL, OR ON APPEAL, PRESENTING APPEALS WITHOUT CLIENT CONSULTATION OR POST CONVICTION INVESTIGATIONS.

11. THE PROCEDURAL BARS PROGRESSIVELY BECAME OVER-WHELMINGLY IMPOSSIBLE TO SUFFICIENTLY PLEAD AND PROVE, WHICH IS EVEN MORE OVER-WHELMINGLY OBVIOUS.

12. EVEN CAPITAL LITIGATION LAW FIRMS FAIL TO SUFFICIENTLY PLEAD AND PROVE ELEMENTS.

13. THE APPELLATE PROCESS HAS BECOME A MEANINGLESS OCCUPATION AND MORE OF JOB SECURITY FOR LAWYERS, WHERE TRUTH, LAW AND JUSTICE IS IGNORED.

14. IN LIGHT OF RETENTION OF RECORDS STATUTES CREATED BY THE SEVERAL STATES, THIS COURT SHOULD CREATE LAWS MANIPULATING THE PROMPT RESOLUTION OF CAPITAL CASES AT EVERY STAGE OF THE JUDICIAL PROCESS.

15. THE PROCESS IS ABUSED BY CAPITAL LITIGATION LAW FIRMS, IGNORING THE RIGHTS OF THE ACCUSED, USING HIM/HER AS A MEAN TICKET, KEEPING HIM ALIVE AS LONG AS POSSIBLE, A LIFE TIME CLIENT FOR 20-30 YEARS, AS PROPONENTS AND ACTIVISTS AGAINST THE D.P. PAY THEIR SALARIES, DONATING FUNDS TO DEATH ROW PRISONERS, AS A BRIBE, TO ENSURE SILENCE AS THE WAIVE HIS FEDERAL CLAIMS AND PROCEDURAL BAR EXCEPTIONS WITHOUT HIS AUTHORIZATION.

16. STATUTES OF LIMITATIONS ARE DESIGNED TO PROTECT BOTH THE STATE AND THE CONVICTED,

17. EVEN THE CONVICT SHOULD NOT BE EXPOSED TO A DOUBLE PUNISHMENT, 20-30 YEARS OF TIME PUNISHED WITH AN EXECUTION. ONE COULD ARGUE THAT IT IS CRUEL AND UNUSUAL PUNISHMENT.

18. THIS IS NOT TO SAY THAT EXIGENT CASES DO NOT EXIST WHERE DELAYS TAKE PLACE.

19. THE STATE OF ARIZONA SIMPLY IGNORED MY RULE 32 PETITION FOR 4 YEARS 8 MONTHS, AFTER I FILED 9 MANICULAR PETITIONS AND SEVERAL MOTIONS TO REMOVE MY CASE FROM THE STATE COURTS, (EGGERS V JONES, 2:06-CV-01573-H6D-LSC, DOCUMENT 75).

20. MOREOVER, REFUSED TO ALLOW ME TO WITHDRAW MY PETITION ON 7-7-2006, (C.A.S. 07-07-2006)

21. THE STATE OF TEXAS, 6-10 YEARS
TO EXECUTION IS ON THE RIGHT TRACK,
22. FAMILY MEMBERS SHOULD NOT BE EXPOSED
TO THE PROCEDURAL ROLLER COASTER, ALLOWING
FOR CLOSURE, WHILE ENSURING DUE PROCESS
AND EQUAL PROTECTION UNDER THE STATE AND
FEDERAL CONSTITUTION,
23. THE AL. ATTORNEY GENERAL'S OFFICE MAINTAINS
A CAPITAL LITIGATION UNIT, AND I URGE THIS
COURT TO CREATE A CAPITAL LITIGATION P.C.
COURT, WHERE SUCH CASES SHALL BE ADJUDICATED
RATHER THAN ADDING THE CASE BACK TO THE
COURT OF ORIGINAL CONVICTION,
24. THE DISTRICT ATTORNEY CUSTOMARILY PASSES
THE CASE INTO THE HANDS OF THE AL. A.G.
OFFICE, WHO PLEADS PROCEDURAL DEFENSES AND PROVIDES
A VERBATIM PROPOSED ORDER OF DISMISSAL
WHICH IS SIGNED BY THE COURT WITH A
RUBBER STAMP (DUE TO HIS OVER INTERMINKING
CASE LOAD), FAILING TO SERIOUSLY CONSIDER
ALL OF THE PLEADINGS,
25. I AM NOT SEEKING TO CREATE DELAYS,
HOWEVER, NONE TO EXPEDITE,
26. OBVIOUSLY, ARGUMENT CAN BE EXTREMELY
LONG, BUT I CLOSE.
SUCH PREMISES CONSIDERED, EGGERS PRAYS
THAT THE COURT SHALL EXPEDITE EGGERS EXECUTION,
SETTING A DATE WITHOUT FURTHER DELAY.
RESPECTFULLY,

~~WAVE~~
MICHAEL WAVE EGGERS 7-689
D.C.F. H-1
100 WARRIOR WAVE
BESB., AL. 35023-7299

PRO SE

IN THE ALABAMA SUPREME COURT

CAPITAL CASE

EX PARTE EGGERS,

(IN RE: EGGERS V STATE, 914 So.2d 883;
EGGERS V ALABAMA, 2:13-CV-01460-LSC, U.S.D.
CT. N. D. AL.)

CASE #: _____

DATE: 01-10-2016

CERTIFICATE OF SERVICE

I, MICHAEL WAYNE EGGERS, DO HEREBY
CERTIFY UNDER THE PENALTY OF PERJURY THAT
A COPY OF THE FOREMENTIONED WAIVER HAS
BEEN SERVED UPON THE ALABAMA ATTORNEY
GENERAL, ANN LUTHER STRAUSS, 11 S. UNION ST.,
3RD FLOOR, MONTGOMERY, ALABAMA 36104-0152,
BY WAY OF U.S. MAIL, POSTAGE PRE-PAID ON
THIS 11TH DAY OF JANUARY, 2016

RESPECTFULLY,

~~WME~~

MICHAEL WAYNE EGGERS Z-689

D.C.F. #1

100 WARRIOR LANE

DESB., AL. 35023-7299

PRO SE

IN THE ALABAMA SUPREME COURT
CAPITAL CASE

EX PARTE EGGERS,

(IN RE: EGGERS V STATE, 914 So 2d
883; EGGERS V ALABAMA, 2:13-CV-01460-LSC
U.S.D. CT. N.D. AL.)

CASE #: _____

DATE: 01-10-2016

WAIVER/NOTIFICATION/EXPEDITE MOTION
COVERSHEET

PARTIES:

MICHAEL WAYNE EGGERS Z-689
D.C.F. #1
100 WARREN LANE
BESS., AL. 35023

PRO SE PETITIONER

ALABAMA ATTORNEY GENERAL'S OFFICE
ATTN: LUTHER STRANGE
11 S. UNION STREET, 3RD FLOOR
MONTGOMERY, AL.

36104-0152

RESPONDENTS

(COVER)

