

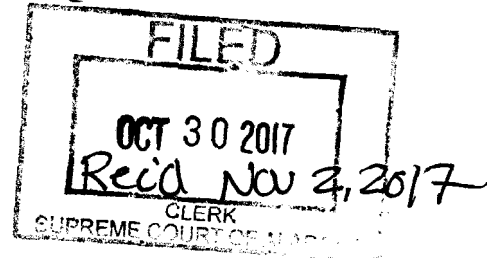
EXHIBIT D

IN THE ALABAMA SUPREME COURT
CAPITAL CASE

AL.S. CT.
COPY

EX PARTE MICHAEL WAYNE EGGERS, (IN RE:
EGGERS V STATE, 914 So.2d 883; WALKER
COUNTY, ALABAMA CIRCUIT COURT, CD-01-218;
CRIMINAL APPEALS, CR-02-0190)

DOCKET NUMBER: 1040344
DATE: 10-30-2017



RENEWED MOTION TO EXPEDITE
EGGERS EXECUTION

TO THE HONORABLE CLERK OF THE COURT:

NOW COMES PETITIONER, EGGERS, MOVING
THE HONORABLE COURT TO SET AN EXECUTION DATE
IN THE ABOVE STYLED ACTION EXPEDITING SAID
PROCEEDINGS.

IN SUPPORT EGGERS ASSERTS THE
FOLLOWING:

1. ON 01-11-2017, THIS COURT ORDERED THAT
EGGERS RENEWED MOTION BE HEARD IN ABSENCE
PENDING DISPOSITION OF EGGERS V ALABAMA,
#16-10785-P AND 16-16805-P, PENDING IN THE
U.S. 11TH CIRCUIT COURT OF APPEALS.
2. FINAL BRIEFS WERE SUBMITTED TO THE U.S.
11TH CIRCUIT ON 03-24-2017
3. EGGERS FILED MOTIONS FOR AN IMMEDIATE
RULING IN THE U.S. 11TH CIRCUIT, ASSERTING
HIS STATUTORY RIGHT UNDER THE DUE PROCESS
AND EQUAL PROTECTION CLAUSE TO THE U.S.
CONSTITUTION:
4. TITLE 28 USC § 2266, WHICH PROVIDES
AS FOLLOWS:

I) § 2261(a) - THE ADJUDICATION OF ANY APPLICATION UNDER § 2254, THAT IS SUBJECT TO THIS CHAPTER AND THE ADJUDICATION OF ANY MOTION UNDER § 2255 BY A PERSON UNDER A SENTENCE OF DEATH, SHALL BE GIVEN PRIORITY BY THE DISTRICT COURTS AND BY THE COURT OF APPEALS OVER ALL NON-CAPITAL CASE MATTERS.

II) § 2261(c)(1)(A) - THE COURT OF APPEALS SHALL HEAR AND RENDER A FINAL DETERMINATION OF ANY APPEAL OF AN ORDER GRANTING OR DENYING, IN WHOLE OR IN PART, AN APPLICATION BROUGHT UNDER THIS CHAPTER, (2261), IN A CAPITAL CASE NOT LATER THAN 120 DAYS AFTER THE DATE ON WHICH THE REPLY BRIEF IS FILED, OR IF NO REPLY BRIEF IS FILED, NOT LATER THAN 120 DAYS AFTER THE DATE ON WHICH THE ANSWERING BRIEF IS FILED.

III) § 2261(c)(4)(B) - THE STATE, (ALABAMA), MAY ENFORCE A TIME LIMITATION UNDER THIS SECTION BY APPLYING FOR A WRIT OF HABEAS CORPUS TO THE SUPREME COURT OF THE UNITED STATES.

5. IN ACCORD WITH TIME COMPUTATIONS UNDER LAW, THE 120 DAY PERIOD ENDED NO LATER THAN JULY 31ST, 2017, NOW 220 DAYS.

6. AS OF 10-30-2017, THE COURT OF APPEALS FOR THE U.S. 11TH CIRCUIT HAS NOT ENTERED A RULING UPON THE SOLE ISSUE BEFORE THEM, I.E., WHETHER OR NOT THE U.S. DISTRICT COURT ORDER FINDING EGGERS COMPETENT, DISCHARGING APPOINTED COUNSEL, AND AUTHORIZING EGGERS TO WAIVE ALL FUTURE APPEALS, (EGGERS V AL., 2:13-CV-01460, DOCUMENT 173), WAS CLEARLY ERRONEOUS.

7. THE ALABAMA ATTORNEY GENERAL'S OFFICE HAS TAKEN NO ACTION IN ACCORD WITH FEDERAL LAW CITED ABOVE TO ENFORCE THE LAW OR ENSURE THE TIMELY ADMINISTRATION OF JUSTICE

FOR THE VICTIMS FAMILY AND CITIZENS OF THE STATE OF ALABAMA.

8. ON 09-29-2017, EGGERS FILED AN APPLICATION FOR A WRIT OF HABEAS CORPUS IN THE SUPREME COURT OF THE UNITED STATES, CAPTIONED: IN RE MICHAEL WAYNE EGGERS, DOCKET NO: 17-6390, PLACED UPON THE DOCKET ON OCTOBER 17, 2017, SEEKING ENFORCEMENT OF TITLE 28 USC § 2261(C)(1)(A), AMONG OTHER CLAIMS, (SEE EXHIBIT A, "SUPREME COURT OF THE UNITED STATES OFFICIAL NOTIFICATION").

9. EGGERS FIRMLY BELIEVES THAT THE U.S. COURT OF APPEALS SHALL ENTER AN IMMEDIATE RULING UPON THE ACTION BEFORE THEM IN AN EFFORT TO MOOT EGGERS HABEAS CORPUS APPLICATION.

10. EGGERS THEREFORE MOVES THIS ALABAMA SUPREME COURT TO ENTER AN EXECUTION DATE, FURTHER DIRECTING THE ALABAMA ATTORNEY GENERAL TO SEEK ENFORCEMENT OF TITLE 28 USC § 2261(C)(1)(A) IN ACCORD WITH TITLE 28 USC § 2261(C)(4)(B), ELIMINATING ANY FURTHER INORDINATE DELAYS PREVENTING THE STATE OF ALABAMA FROM ENFORCING ITS LAWS AND LEGAL AFFAIRS.

RESPECTFULLY SUBMITTED,

Michael Wayne Eggars

MICHAEL WAYNE EGGERS Z-689

D.C.F. #1

100 WARRIOR BLVD

PRASLER, AL 35023-7299

PRO SE

IN THE ALABAMA SUPREME COURT

CAPITAL CASE

EX PARTE MICHAEL WAYNE EGGERS, (IN RE: EGGERS V
STATE, 914 So. 2d 883; WALKER COUNTY, ALABAMA CIRCUIT
COURT, CO-01-218; CRIMINAL APPEALS, CR-02-0170)

DOCKET NO: 1040344

DATE: 10-30-2017

CERTIFICATE OF SERVICE

I, MICHAEL WAYNE EGGERS, DO HEREBY CERTIFY
UNDER THE PENALTY OF PERJURY THAT A COPY OF THE
AFOREREMENTIONED "RENEWED MOTION" HAS BEEN SERVED
UPON THE ALABAMA ATTORNEY GENERAL'S OFFICE, ATTN:
WILLIAM D. SANDERSON, 501 WASHINGTON AVENUE, P.O.
BOX 300152, MONTGOMERY, ALABAMA 36130-0152
BY WAY OF U.S. FIRST CLASS MAIL POSTAGE PRE-PAID
ON THIS 30TH DAY OF OCTOBER, 2017.

RESPECTFULLY,

Michael Wayne Eggers

MICHAEL WAYNE EGGERS 2-689

D.C.F. H-1

100 WARRIOR LANE

BESSMER, ALABAMA

35023-7299

PRO SE

Supreme Court of the United States

Michael Wayne Eggers
(Petitioner)

v.

No. 17-6390

STATE OF ALABAMA

(Respondent)

To WILLIAM D. ANDERSON

Counsel for Respondent:

NOTICE IS HEREBY GIVEN that a petition for writ of mandamus in the above-entitled case was filed in the Supreme Court of the United States on October 11, 2017, and placed on the docket October 17, 2017.

Mr. Michael Wayne Eggers
D.C.F. H-1
100 Warrior Lane
Bessemer, AL 35023-7299

ALABAMA SUPREME COURT RENEWED MOTION
EXHIBIT "A"

NOTE: This notice is for notification purposes only, and neither the original nor a copy should be filed in the Supreme Court.