

Cole Vs. Texas

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Court : US Supreme Court

Decided On : Mar-18-1991

Appeal No. : 499 U.S. 1301

Appellant : Cole

Respondent : Texas

Judgement :

Cole v. Texas - 499 U.S. 1301 (1991)

U.S. Supreme Court Cole v. Texas, 499 U.S. 1301 (1991)

Cole v. Texas

No. A-704

Decided March 18, 1991

499 U.S. 1301

ON APPLICATION FOR STAY OF EXECUTION OF SENTENCE OF DEATH

JUSTICE SCALIA, Circuit Justice.

I have before me an application for a stay of execution pending disposition of a petition for writ of certiorari to the Court of Criminal Appeals of Texas. The

petitioner seeks direct review of the judgment of the Texas courts affirming his death sentence.

I will in this case, and in every capital case on direct review, grant a stay of execution pending disposition by this Court of the petition for certiorari. While I will not extend the time for filing a petition beyond an established execution date, see *Madden v. Texas*, [498 U. S. 1301](#) (1991) (SCALIA, J., in chambers), neither will I permit the State's execution date to interfere with the orderly processing of a petition on direct review by this Court.

It is so ordered.

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