

Notice: This opinion is subject to formal revision before publication in the advance sheets of Southern Reporter. Readers are requested to notify the **Reporter of Decisions**, Alabama Appellate Courts, 300 Dexter Avenue, Montgomery, Alabama 36104-3741 ((334) 229-0649), of any typographical or other errors, in order that corrections may be made before the opinion is printed in Southern Reporter.

SUPREME COURT OF ALABAMA

OCTOBER TERM, 2007-2008

1061108

Ex parte State of Alabama

**PETITION FOR WRIT OF CERTIORARI
TO THE COURT OF CRIMINAL APPEALS**

(In re: Rufo Ruiz Martinez

v.

State of Alabama)

**(Madison Circuit Court, CC-05-4898, CC-05-4899; CC-05-4900;
CC-05-4901; and CC-05-4902;
Court of Criminal Appeals, CR-05-1669)**

SMITH, Justice.

The petition for the writ of certiorari is denied. See Ex parte Gillentine, [Ms. 1051370, September 7, 2007] ___ So.

1061108

2d ____, ____ (Ala. 2007); Ex parte Dorsey, 881 So. 2d 533, 538-39 (Ala. 2003); and Jeffers v. United States, 432 U.S. 137, 150 (1977).

WRIT DENIED.

See, Woodall, Parker, and Murdock, JJ., concur.

Cobb, C.J., recuses herself.