

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

**PHILIP RAY WORKMAN v. STATE OF TENNESSEE**

---

**No. M1999-01334-SC-DPE-PD**

---

Filed: October 5, 2000 - 9:30 a.m.

**ORDER**

This Court previously set an execution date of April 6, 2000, in the case of the respondent, Phillip Ray Workman. On April 4, 2000, the United States Court of Appeals for the Sixth Circuit, issued a stay of execution pending disposition of proceedings in that court. On September 5, 2000, the *en banc* Court of Appeals for the Sixth Circuit denied respondent relief and dissolved its previous stay of execution. That same day the State filed a motion requesting that this Court re-set the date of execution for the respondent. On October 2, 2000, the United States Court of Appeals for the Sixth Circuit denied the respondent's petition for rehearing.

Upon due consideration, a majority of this Court concludes that the State's motion should be and is hereby GRANTED. Accordingly, it is hereby ORDERED, ADJUDGED and DECREED by this Court that the Warden of the Riverbend Maximum Security Institution, or his designee, shall execute the sentence of death as provided by law on the 31<sup>st</sup> of January, 2001, unless otherwise ordered by this Court or other appropriate authority. Counsel for respondent, Philip Ray Workman, shall provide a copy of any order staying execution of this order to the Office of the Clerk of the Appellate Court in Nashville. The Clerk shall expeditiously furnish a copy of any order of stay to the Warden of the Riverbend Maximum Security Institution.

PER CURIAM

Dissenting:  
Birch, J., filed a separate concurring and dissenting order