

Serial: 249323

IN THE SUPREME COURT OF MISSISSIPPI

No. 2020-DP-00440-SCT

WILLIE CORY GODBOLT

Appellant

v.

STATE OF MISSISSIPPI

Appellee

EN BANC ORDER

This matter is before the en banc Court on the Motion to Make Oral Arguments filed by the Appellant. After due consideration, the Court finds that the motion is not well taken and should be denied. See *In re Smith*, 74 A.2d 225, 228 (Me. 1950); *Chessman v. People*, 205 F.2d 128, 131 (9th Cir. 1953); *Chick v. State*, 278 S. W.2d 140, 142 (Tex. Crim. App. 1955); *In re Walker*, 128 Cal. Rptr. 291, 291-92 (Cal. Ct. App. 1976).

IT IS THEREFORE ORDERED that the Motion to Make Oral Arguments filed by the Appellant is denied.

SO ORDERED.

AGREE: RANDOLPH, C.J., COLEMAN, MAXWELL, BEAM, CHAMBERLIN, ISHEE GRIFFIS, JJ.

DISAGREE: KITCHENS AND KING, P.JJ.

KING, P.J., OBJECTS TO THE ORDER WITH SEPARATE WRITTEN STATEMENT JOINED BY KITCHENS, P.J.

DIGITAL SIGNATURE
Order#: 249323
Sig Serial: 100007828
Org: SC
Date: 11/03/2023

A handwritten signature in black ink, appearing to read "R. Chamberlin", written over a horizontal line.

Robert P. Chamberlin, Justice

IN THE SUPREME COURT OF MISSISSIPPI

NO. 2020-DP-00440-SCT

Willie Cory Godbolt

v.

State of Mississippi

KING, PRESIDING JUSTICE, OBJECTING TO THE ORDER WITH SEPARATE WRITTEN STATEMENT:

Because I would grant Godbolt's motion, I object to the order denying it. Denying his motion to present his own oral argument is disharmonious with a defendant's right to be heard under article 3, section 26, of the Mississippi Constitution and with the death penalty appellate rights provided by Mississippi Code Section 99-19-105 (Rev. 2020).

KITCHENS, P.J., JOINS THIS SEPARATE WRITTEN STATEMENT.