

NOVEMBER 12, 1996

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

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RONALD PATRICK SWINEY,
Petitioner,

v.

CHARLES E. JONES, Warden;
ATTORNEY GENERAL FOR
THE STATE OF ALABAMA

Respondents.

CIVIL ACTION NO. 96-P-2823-S

ORDER TO SHOW CAUSE

Ronald Patrick Swiney, hereinafter referred to as the petitioner, is presently confined at Holman Unit serving a sentence imposed upon him in the Circuit Court of Shelby County, Alabama. Petitioner has paid the filing fee.

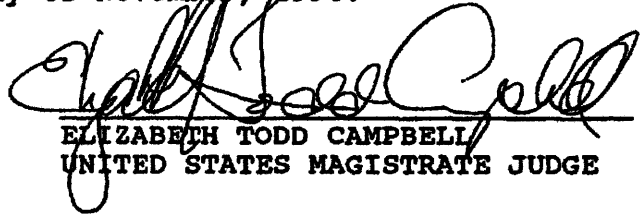
It is hereby ORDERED that the respondents appear and show cause in writing within twenty (20) days from the entry date of this Order, why the relief requested by petitioner should not be granted. In its response the State of Alabama should include a thorough discussion of all matters of fact and law relating to each of the issues or grounds raised by the petitioner. The State of Alabama is DIRECTED to include as a part of its response all records from the state court proceedings which may be necessary to a determination of the issues raised in this petition. If respondents allege that state remedies have not been exhausted, they are directed to set out in detail what efforts have been made by the petitioner to exhaust state remedies, wherein he has failed to exhaust state remedies, the state remedies available to him, the general procedure to be used to

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exhaust state remedies and the appropriate court in which such remedies may be exhausted.

The Clerk is DIRECTED to mail a copy of this Order to the petitioner and mail to the Attorney General of the State of Alabama a copy of this Order and a copy of the petition for habeas corpus.

DONE this the 10th day of November, 1996.



ELIZABETH TODD CAMPBELL
UNITED STATES MAGISTRATE JUDGE