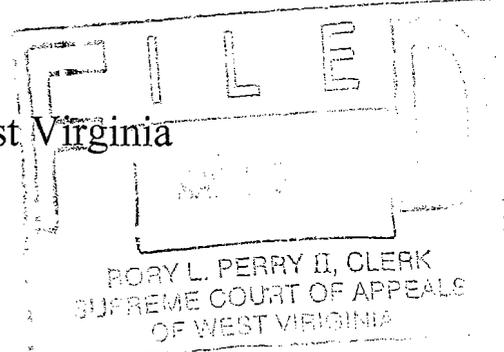


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Supreme Court of Appeals, State of West Virginia

State of West Virginia Ex Rel,
Christopher Wayne Browning,
Petitioner

V

Evelyn Seifurt, Warden
Northern Correctional Facility,
Respondant

Civil Action # 99-C-320
Judge John L. Cummings

Petition for Writ of Mandamus

Comes now the petitioner and Submits this Petition for Writ of Mandamus, requesting the Court, to make the same returnable before this court, and to grant relief to the Petitioner in the form of an order issued to Judge Cummings of the Cabell County Circuit Court, that Judge Cummings return a ruling on the Petition for Writ of Habeas Corpus, civil case #99-C-320, which was filed with his court on April 28, 1999.

The Petitioner feels that ten years is more than sufficient time to reach disposition of said Habeas. The Court's extreme delay in disposition has effectively blocked the Petitioner from seeking any further remedy and is in fact denying the Petitioner , Due Process of Law.

Wherefore the Petitioner, respectfully prays that the relief requested herein be granted to him by this Honorable Court.

Christopher W. Browning
Christopher Wayne Browning # 24003

Glen D. Conway, WV Bar # 8874
635 7th Street
Huntington, WV 25701

Pro se and by counsel