

The Order of the Court is stated below:

Dated: September 20, 2017
10:11:13 AM

/s/ Thomas R. Lee
Associate Chief Justice



IN THE SUPREME COURT OF THE STATE OF UTAH

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State of Utah,
Petitioner,

v.

Tracy Scott,
Respondent.

ORDER

Supreme Court Case No. 20170518

Court of Appeals Case No. 20140995

Trial Court Case No. 131400842

This matter is before the court upon a Petition for Writ of Certiorari, filed on July 5, 2017.

The Petition for Writ of Certiorari is granted as to the following issues:

1. Whether the Court of Appeals erred in concluding Respondent's trial counsel provided ineffective assistance by failing to argue testimony about a threat was not hearsay.
2. Whether the Court of Appeals erred in concluding Respondent was prejudiced by counsel's failure to assert that testimony about a threat was not hearsay.

A briefing schedule will be established hereafter. Pursuant to Rule 2 of the Rules of Appellate Procedure, the Court suspends the provision of Rule 26(a) that permits the parties to stipulate to an extension of time to submit their briefs on the merits. The parties shall not be permitted to stipulate to an extension. The parties shall comply with the briefing schedule upon its issuance.

End of Order - Signature at the Top of the First Page