

124 S.Ct. 835  
Supreme Court of the United States

David L. NELSON, petitioner,  
v.  
Donal CAMPBELL, Commissioner, Alabama Department of Corrections, et al.

No. 03-6821. | Dec. 1, 2003.

Case below, 347 F.3d 910.

**Opinion**

Motion of Alabama Physicians, Laurie Dill, et al., for leave to file a brief as *amici curiae* granted. Motion of petitioner for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit granted limited to the following Question: Whether a complaint brought under 42 U.S.C § 1983 by a death-sentenced state prisoner, who seeks to stay his execution in order to pursue a challenge to the procedures for carrying out the execution, is properly recharacterized as a habeas corpus petition under 28 U.S.C § 2254?

**Parallel Citations**

124 S.Ct. 835 (Mem), 157 L.Ed.2d 692, 72 USLW 3363, 72 USLW 3371