

IN THE UNITED STATES COURT OF APPEAL  
FOR THE THIRD CIRCUIT

MUMIA ABU-JAMAL,	)	No. 02-9001
	)	
Appellee/Cross-Appellant,	)	
	)	
vs.	)	
	)	
MARTIN HORN, Director, Pennsylvania De-	)	No. 01-9014
partment of Corrections; CONNER BLAINE,	)	
Superintendent, SCI Greene,	)	
	)	
Appellants/Cross-Appellees.	)	<i>Death Penalty Case</i>
_____	)	

**MOTION FOR LEAVE TO FILE SUPPLEMENTAL APPENDIX**

COMES Cross-Appellant in the above-referenced matter who, through counsel, moves for leave to file the Supplemental Appendix of Appellee and Cross Appellant, Mumia Abu-Jamal in support of his Brief of Appellee and Cross-Appellant.

In support of this motion, the following is submitted:

1. Cross-Appellant is under a death judgment in this matter, and is on death row.
2. The documents in the Supplemental Appendix are crucial to an understanding of the issues presented in the cross-appeal. Further, the Brief of Appellee and Cross-Appellant refers to various pleadings and other items that were not included in the Appendix of the Appellants. See, e.g., Supp.App. 151-53 (Declaration of Terri Maurer-Carter, Aug. 28, 2001); Supp.App. 154-60 (Petitioner's Supplement


**CERTIFICATE OF SERVICE**

I hereby certify that on this date I caused a true and correct copy of the foregoing Motion for Leave to File Supplemental Appendix to be served by United States Mail, first class postage prepaid, upon the following person:

Hugh J. Burns, Jr., Esquire  
Chief, Appeals Unit  
Office of the District Attorney  
Three South Penn Square  
Philadelphia, PA 19107-3499

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this the 26th day of July, 2006, at San Francisco, California.



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Attorney for Appellee and Cross-Appellant,  
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to Twenty-Ninth Claim, Sept. 17, 2001); Supp.App. 161-67 (Petitioner's Motion for Leave To File Declaration Re Timeliness of Filing of Declaration of Terri Maurer-Carter and/or Motion To Expand Record, Oct. 22, 2001); Supp.App. 168 (Philadelphia Inquirer, *What Price Justice? The Judge Who Put 31 On Pa.'s Death Row*, Sept. 13, 1992); Supp.App. 169 (Legal Intelligencer, *Penna. Death Penalty Called Biased: Blacks Disproportionately On Death Row*, Mar. 17, 2002); Supp.App. 171-81 (Death Penalty Information Center, *Justice on the Cheap: The Philadelphia Story*, May 1992); Supp.App. 182-254 (Transcript of Jury Selection with Jack McMahon, 1986); Supp.App. 256-58 (New York Times, *Former Philadelphia Prosecutor Accused of Racial Bias*, Apr. 3, 1997); Supp.App. 259-60 (Affidavit of Joseph McGill, Feb. 18, 1987).

WHEREFORE, Cross-Appellant respectfully moves for leave leave to file the Supplemental Appendix of Appellee and Cross Appellant, Mumia Abu-Jamal.

Dated: July 26, 2006

Respectfully submitted,



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