IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

JACK FOSTER OUTTEN,	)	
	)	
	)	
Petitioner,	)	
	)	
v.	)	Civ. No. 98-785-SLR
	)	
ROBERT E. SNYDER and M. JANE BRADY,	)	
	)	
	)	
Respondents.	)	

O R D E R

At Wilmington this 2d day of April, 2004, consistent with the Opinion issued on March 31, 2004 (D.I. 113);

IT IS ORDERED that a certificate of appealability pursuant to 28 U.S.C. § 2253(c)(2) is **granted**, the court finding that this is a capital case under 11 Del. C. § 4202 and that there are ambiguities in the application of Ring v. Arizona, 536 U.S. 584 (2002), to the facts at bar.

Sue L. Robinson
United States District Judge