

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
WESTERN DIVISION**

**JEFFREY HAVARD**

**PETITIONER**

**VS.**

**CIVIL ACTION NO. 5:08CV275KS**

**CHRISTOPHER EPPS, Commissioner,  
Mississippi Department of Corrections  
and JIM HOOD, Attorney General, State  
of Mississippi**

**RESPONDENTS**

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**ORDER SUBSTITUTING COUNSEL**

This matter came before the Court on Petitioner's Motion for Substitution of Counsel, by which he seeks the appointment of Graham P. Carner as counsel in place of William E. Goodwin, who has been forced to withdraw due to health issues. Although Carner is not a member of the Court's Capital Habeas CJA Panel, he has submitted an application to be appointed to that Panel. Having reviewed the Application, the Court anticipates that Carner will be selected for membership on that Panel. Moreover, Carner is in the same firm as lead counsel, Mark Jicka, which the Court believes will result in less delay than appointing an attorney who is unfamiliar with the case or with lead counsel. For these reasons, the Motion will be granted.

IT IS, THEREFORE, ORDERED, that Petitioner's Motion for Substitution of Counsel [4] is hereby **granted**, and Graham P. Carner is hereby appointed as co-counsel for the Petitioner.

IT IS FURTHER ORDERED that William E. Goodwin may withdraw as counsel of record in this matter, and he is relieved of any responsibility to act as counsel on Jeffrey Havard's behalf.

IT IS SO ORDERED, this the 18th day of February, 2009.

*s/Keith Starrett*  
UNITED STATES DISTRICT JUDGE