

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

08/27/2026

Clerk of the
Appellate Courts

RUSSELL LEE MAZE AND KAYE M. MAZE v. STATE OF TENNESSEE

**Criminal Court for Davidson County
No. 2002-D-2361, 99-B-1308**

No. M2024-00666-SC-R11-PC

ORDER

Upon consideration of the applications for permission to appeal of Russell Lee Maze and Kaye M. Maze and the record before us, the applications are granted in part and denied in part.

In their Rule 11 applications, the Mazes raised an issue concerning their motions to remand to the post-conviction court. We summarily grant the applications as to this limited issue. As to this limited issue, we generally affirm the Court of Criminal Appeals' denial of the requests to remand. However, to the extent the opinion of the Court of Criminal Appeals could be interpreted as addressing the merits of Dr. Levy's affidavit beyond what was necessary to procedurally deny the Mazes' request to remand, we vacate that portion of the opinion. To the extent Dr. Levy's affidavit was not previously considered by the post-conviction court in the proceedings below, and to the extent authorized by law, this vacatur is without prejudice to the Mazes' ability to seek relief related to Dr. Levy's affidavit from the post-conviction court in the future.

All other issues raised in the applications are denied.

The entirety of the opinion of the Court of Criminal Appeals is designated "Not For Citation" in accordance with Supreme Court Rule 4, § E.

It is so ORDERED.

PER CURIAM